

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

3 DOUGLAS GALANTER, )  
4 Plaintiff, )  
5 vs. ) NO. 2:23-cv-09466 ODW  
6 ACCESS FINANCE, INC., and )  
7 LOS ANGELES AUTO WHOLESALERS & )  
RECOVERY SERVICES, INC., )  
8 Defendants. )

**DEPOSITION UPON ORAL EXAMINATION**

Steven McIntosh

November 21, 2024

via Zoom

Pages 1 through 146

12

Taken Before:

14

Erin Blair, RPR, CSR #14590

15

## Stenographic Court Reporter

10

17

18

19

20

21

22

23

24

25

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Page 2  APPEARANCES  FOR THE PLAINTIFF:  Alec Trueblood TRUEBLOOD LAW FIRM 10940 Wilshire Boulevard, Suite 1600 Los Angeles, California 90024 800-616-9325 alec@hush.com  FOR THE DEFENDANTS:  David Bernstein LAW OFFICE OF DAVID A BERNSTEIN 7120 Hayvenhurst Avenue, Suite 316 Van Nuys, CA 91406-3813 818-997-8622 david@davidbernsteinlaw.com  ALSO PRESENT:  Juan Martinez, Representative for LAW Recovery	Page 4
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Page 5

Page 6	Page 8
1 give me an opportunity to rephrase it.	1 I live in Carson.
2 So if you hear an objection from	2 Q Okay. What's your address in Carson?
3 Mr. Bernstein, just let him make his record, and then	3 A 20218 Belshaw Avenue, Carson, California,
4 answer the question, afterwards; does that make sense?	4 90746.
5 A Yes.	5 Q B-E-L-S-H-A-W?
6 Q So the normal procedure will be question,	6 A Yes.
7 possible objection, and then answer. The only	7 Q And how long have you lived there?
8 exception would be if Mr. Bernstein instructed you not	8 A 22 years.
9 to answer.	9 Q Okay. And what's your personal cell phone
10 Does that make sense?	10 number as of today?
11 A Yes.	11 A (310)678-0882.
12 Q Is there any reason that you can't give your	12 Q In September -- well, in August of 2023, did
13 best testimony today?	13 you have that same cell phone number?
14 A No.	14 A I did.
15 Q Have you taken any medication or other	15 Q And who's your carrier?
16 substance?	16 A Sprint.
17 A No.	17 Q Was Sprint your carrier in August of 2023?
18 Q Another important point is that since	18 A Yes.
19 everything here is verbal, and we're not being	19 Q Are you an employee of Los Angeles Auto
20 recorded, it will be important for you to give me a	20 Wholesalers and Recovery Services, Inc?
21 verbal response to all of my questions and not a shake	21 A Yes.
22 of the head or uh-uh or huh-uh; does that make sense?	22 Q And do you understand that I'm going to refer
23 A Yes.	23 to Los Angeles Auto Wholesalers and Recovery Services
24 Q I'll try to remind from time to time if that	24 Inc throughout this deposition as LAW Recovery?
25 happens.	25 A Yes.
Page 7	Page 9
1 ATTORNEY BERNSTEIN: Pardon me, Alec, we are	1 Q All right. When did you become an employee of
2 being recorded. I've asked that the recording be	2 LAW Recovery?
3 extinguished, and I understand the reporter is working	3 A 2020 -- 4 years ago; I'm not a hundred percent
4 on that. We do object to have an audio recording of	4 sure of what date.
5 the proceeding.	5 Q Sometime in the year 2020?
6 ATTORNEY TRUEBLOOD: That's fine.	6 A Yes.
7 THE STENOGRAPHER: Just to be clear, they did	7 Q Were you in the repossession industry before
8 shut off the recording.	8 joining LAW Recovery?
9 ATTORNEY BERNSTEIN: Oh, they have?	9 A Yes.
10 THE STENOGRAPHER: Yes.	10 Q Who'd you work for before LAW Recovery?
11 ATTORNEY BERNSTEIN: Oh. Okay. Thank you.	11 A I worked for multiple car lots, and I can't
12 BY ATTORNEY TRUEBLOOD:	12 think of the name of the repossession company right
13 Q Mr. McIntosh, how old are you?	13 now.
14 A 48.	14 Q All right. When did you first get a -- when
15 Q And what's your date of birth?	15 did you first become a licensed employee of a
16 A August 3, 1976.	16 repossession agency, in your life?
17 Q Where were you born?	17 A Maybe 26, 27 years ago.
18 A California.	18 Q 26 years ago?
19 Q Which city?	19 A At least.
20 A Los Angeles.	20 Q All right. So who do you report to as an
21 Q And what's your -- your personal home address?	21 employee of LAW Recovery?
22 A My personal home address?	22 A LAW Recovery.
23 Q Yes.	23 Q I mean, who is your supervisor?
24 A I do everything through my PO Box.	24 A Juan Martinez.
25 Q Well, where do you live?	25 Q And do you report to anybody else besides Juan

<p>1   <b>Martinez?</b></p> <p>2   A   To the office.</p> <p>3   Q   <b>You report to John Serafin?</b></p> <p>4   A   Every once in a while. Not often.</p> <p>5   Q   <b>What's Mr. Martinez's title at the company?</b></p> <p>6   A   Supervisor.</p> <p>7   Q   <b>Do you report to Misti Benarbachian?</b></p> <p>8   A   Yes.</p> <p>9   Q   <b>What's her title at the company?</b></p> <p>10   A   Qualified manager.</p> <p>11   Q   <b>And is Mr. Serafin the owner of LAW Recovery?</b></p> <p>12   A   Misti is the owner of LAW Recovery. I don't know of the title of --</p> <p>14       ATTORNEY BERNSTEIN: Don't speculate. Don't guess.</p> <p>16   BY ATTORNEY TRUEBLOOD:</p> <p>17   Q   So Misti is the owner. What's Mr. Serafin's relationship to the company?</p> <p>19       ATTORNEY BERNSTEIN: Objection. Foundation. Calls for speculation.</p> <p>21       ATTORNEY TRUEBLOOD: Go ahead.</p> <p>22       ATTORNEY BERNSTEIN: Also assumes facts not in evidence.</p> <p>24       ATTORNEY TRUEBLOOD: You can answer.</p> <p>25       THE WITNESS: Can you --</p>	<p>1   <b>and responsibilities are?</b></p> <p>2   A   Repossess vehicles and transport.</p> <p>3   Q   <b>And tell me, what do you generally do in order to repossess vehicles?</b></p> <p>5       ATTORNEY BERNSTEIN: Objection. Vague and ambiguous. Calls for a narrative. You can answer.</p> <p>7       THE WITNESS: Repossess the vehicles. Pick up the vehicles, make sure that the vehicle is our vehicle, and repossess it.</p> <p>10      BY ATTORNEY TRUEBLOOD:</p> <p>11   Q   <b>Are you driving a tow truck?</b></p> <p>12   A   Yes.</p> <p>13   Q   <b>And how do you find the vehicles that you're going to repossess?</b></p> <p>15   A   We get addresses sent through our recovery database network.</p> <p>17   Q   <b>Are you talking about license plate hits?</b></p> <p>18   A   No, I'm talking about addresses that have information on the vehicle sent through recovery database network.</p> <p>21   Q   <b>And do you mean that you review repossession orders that are sent through RDN?</b></p> <p>23   A   Yes.</p> <p>24   Q   <b>And the -- do you get information from other employees of LAW Recovery about where vehicles are,</b></p>
<p>1   BY ATTORNEY TRUEBLOOD:</p> <p>2   Q   <b>What's Mr. -- what's John Serafin's relationship to LAW Recovery?</b></p> <p>4       ATTORNEY BERNSTEIN: Same objections.</p> <p>5       THE WITNESS: I can't answer that.</p> <p>6   BY ATTORNEY TRUEBLOOD:</p> <p>7   Q   <b>Do you believe he's an owner as well as Ms. Benarbachian?</b></p> <p>9       ATTORNEY BERNSTEIN: Same objections.</p> <p>10      THE WITNESS: Can't answer that.</p> <p>11   BY ATTORNEY TRUEBLOOD:</p> <p>12   Q   <b>You don't know?</b></p> <p>13   A   I don't know what title he holds.</p> <p>14   Q   <b>Is he involved in the management of the company?</b></p> <p>16       ATTORNEY BERNSTEIN: Same objection.</p> <p>17       THE WITNESS: I'm sure, yes.</p> <p>18   BY ATTORNEY TRUEBLOOD:</p> <p>19   Q   <b>What does he do, that you know of?</b></p> <p>20   A   I don't know.</p> <p>21   Q   <b>What's your title at LAW Recovery?</b></p> <p>22   A   Recovery Agent.</p> <p>23   Q   <b>And does anybody report to you?</b></p> <p>24   A   No.</p> <p>25   Q   <b>Can you describe for me what your job duties</b></p>	<p>1   <b>such as spotters?</b></p> <p>2   A   I get information from the office.</p> <p>3   Q   <b>Are there spotter vehicles that LAW Recovery employs to try to get license plate hits on vehicles that are up for repossession?</b></p> <p>6       ATTORNEY BERNSTEIN: Objection. Vague -- sorry. Objection. Vague and ambiguous. Go ahead.</p> <p>8       THE WITNESS: Yes.</p> <p>9   BY ATTORNEY TRUEBLOOD:</p> <p>10   Q   <b>And how many spotter vehicles that you know of, are -- that LAW Recovery is using to try and find vehicles?</b></p> <p>13   A   Two.</p> <p>14   Q   <b>Two at the present time, right?</b></p> <p>15   A   Yes.</p> <p>16   Q   <b>So what does a spotter vehicle do?</b></p> <p>17       ATTORNEY BERNSTEIN: Objection. Foundation. Calls for speculation. You can answer.</p> <p>19       THE WITNESS: Drive around, collect data.</p> <p>20   BY ATTORNEY TRUEBLOOD:</p> <p>21   Q   <b>And how does it collect data?</b></p> <p>22       ATTORNEY BERNSTEIN: Objection. Lacks foundation. Calls for speculation.</p> <p>24       THE WITNESS: There's a camera system installed.</p>

Page 14	Page 16
1 BY ATTORNEY TRUEBLOOD:	1 A 21.
2 Q All right. So the spotter vehicle has cameras	2 Q And were you working when you got your GED?
3 mounted on it, right?	3 A No.
4 A Yes.	4 Q So you said that your first job in the
5 Q And those -- those cameras are basically on as	5 repossession industry was many years ago. Do you
6 they're driving around and picking up license plate	6 recall what that job was?
7 hits, correct?	7 ATTORNEY BERNSTEIN: Objection. Vague.
8 ATTORNEY BERNSTEIN: Objection. Lacks	8 THE WITNESS: Looking for a car.
9 foundation. Calls for speculation. It's also	9 BY ATTORNEY TRUEBLOOD:
10 irrelevant.	10 Q Were you working for a company?
11 ATTORNEY TRUEBLOOD: Let me rephrase that.	11 A I was looking -- I was working for some small
12 BY ATTORNEY TRUEBLOOD:	12 car lots.
13 Q They're picking up -- they're scanning license	13 Q Okay. So car dealers?
14 plates is what those cameras do on the spotter cars,	14 A Yes.
15 right?	15 Q All right. So from -- when did you start
16 ATTORNEY BERNSTEIN: Objection. Lacks	16 working for car dealers as a repossession man?
17 foundation. Calls for speculation. And it's not	17 A I don't recall.
18 relevant.	18 Q 20 years ago?
19 ATTORNEY TRUEBLOOD: Go ahead.	19 A 20-plus.
20 THE WITNESS: Yes.	20 Q So sometime in '90s?
21 BY ATTORNEY TRUEBLOOD:	21 A Yes.
22 Q And how many -- of the two -- going back to	22 Q Do you remember the names of the car lots you
23 September of 2023, how many -- your -- I can represent	23 worked for?
24 to you that LAW Recovery has stated in discovery in	24 A No, I don't.
25 this lawsuit that there were four to five spotter	25 Q And how many years did you work for car lots
Page 15	Page 17
1 vehicles at that time; does that sound correct?	1 Q Repossessing vehicles?
2 ATTORNEY BERNSTEIN: Objection.	2 A I don't recall.
3 Argumentative. Lacks foundation. Calls for	3 Q When did you -- when did you first start
4 speculation. And irrelevant.	4 working for a company that was a licensed repossession
5 THE WITNESS: I don't recall.	5 agency?
6 BY ATTORNEY TRUEBLOOD:	6 A I don't recall.
7 Q Well, how many spotter vehicles do you recall	7 Q Well, what companies have you worked for that
8 the company having in September of 2023?	8 were licensed repossession agencies?
9 ATTORNEY BERNSTEIN: Same objections.	9 A LAW Recovery, Fumble Recovery, Track Down Auto
10 THE WITNESS: I don't recall.	10 Adjusters.
11 BY ATTORNEY TRUEBLOOD:	11 Q Any others?
12 Q More than one?	12 A I don't recall.
13 A Possibly.	13 Q What was the order that you worked in those
14 Q More than two?	14 going from earliest to latest?
15 ATTORNEY BERNSTEIN: Same objection. Asked	15 A The latest is LAW Recovery -- sorry?
16 and answered. And you're arguing with the witness.	16 Q Before LAW, was it Fumble or was it Track
17 THE WITNESS: I don't recall.	17 Down?
18 BY ATTORNEY TRUEBLOOD:	18 A I want to say it was Fumble. Track Down is
19 Q So let's -- can you tell me what your	19 just one of the companies later on in life.
20 education was, Mr. McIntosh? You get a high school	20 Q So you first would have worked for Track Down,
21 degree?	21 then Fumble, then LAW?
22 A GED.	22 A No.
23 Q When did you get your GED?	23 ATTORNEY BERNSTEIN: Mischaracterizes the
24 A I don't recall.	24 testimony, go ahead.
25 Q Approximately how many years ago?	25 THE WITNESS: No.

Page 18	Page 20
1 BY ATTORNEY TRUEBLOOD:	1 while working for LAW Recovery?
2 Q Fumble, and then Track Down, and then LAW?	2 A No.
3 A Fumble, then LAW.	3 Q Have you ever been cited by the Bureau of
4 Q So where is Track Down?	4 Security Investigative Services for anything?
5 A In between.	5 A No.
6 Q So first you worked for Fumble, then you	6 Q Did -- explain to me when you worked for Track
7 worked for Track Down, then you worked for LAW?	7 Down Auto Adjusters.
8 A I don't recall.	8 ATTORNEY BERNSTEIN: Objection. Vague.
9 Q Well, when did you work for Fumble?	9 THE WITNESS: I don't recall.
10 A I don't recall the year.	10 BY ATTORNEY TRUEBLOOD:
11 Q How long did you work for Fumble?	11 Q But it was in between Fumble Recovery and LAW
12 A Couple of years.	12 Recovery, wasn't it?
13 Q Why did you leave Fumble?	13 A Somewhere in there.
14 A They was a brother -- brother company to LAW	14 Q How long did you work for Track Down Auto
15 Recovery.	15 Adjusters?
16 Q Okay. So are you saying that Fumble Recovery	16 A Not long.
17 became LAW Recovery?	17 Q How long?
18 A No.	18 A -- years.
19 Q Was it an affiliate of LAW Recovery?	19 Q How many years?
20 ATTORNEY BERNSTEIN: Objection. Calls for	20 A Maybe two.
21 speculation. Lacks foundation.	21 Q Why did you leave Track Down Auto Adjusters?
22 THE WITNESS: I can't answer that, I don't	22 A I have more work at LAW Recovery.
23 know.	23 Q Were you a -- were you repossessing vehicles
24 BY ATTORNEY TRUEBLOOD:	24 for Fumble Recovery?
25 Q What approximate years did you work for Fumble	25 A Yes.
Page 19	Page 21
1 Recovery?	1 Q Were you repossessing vehicles for Track Down
2 A I don't recall.	2 Auto Adjusters?
3 Q Well, was it in the last five years? Last 10	3 A Yes.
4 years?	4 Q Were you -- were you let go from Track Down
5 ATTORNEY BERNSTEIN: Irrelevant. Asked and	5 Auto Adjusters?
6 answered. You can answer.	6 A No.
7 THE WITNESS: I think I answered that already.	7 Q Were you ever disciplined or reprimanded at
8 No.	8 Track Down Auto Adjusters?
9 BY ATTORNEY TRUEBLOOD:	9 A No.
10 Q Well, I'm asking you when.	10 Q Were you ever licensed as a repossession
11 A I don't recall.	11 employee of Fumble Recovery?
12 Q Okay. When did you start working for LAW	12 A Yes.
13 Recovery; what year?	13 Q Were you licensed as an employee of Track Down
14 ATTORNEY BERNSTEIN: Asked and answered.	14 Auto Adjusters?
15 THE WITNESS: I don't recall.	15 A Yes.
16 BY ATTORNEY TRUEBLOOD:	16 Q When you're looking for a vehicle, how do the
17 Q Why did you leave Fumble Recovery and go to	17 spotters -- what do the spotters do to assist you in
18 LAW Recovery?	18 that regard?
19 A More work.	19 ATTORNEY BERNSTEIN: Objection. Lacks
20 Q Were you fired at Fumble Recovery?	20 foundation. Vague and ambiguous. Calls for
21 A No.	21 speculation.
22 Q Were you ever disciplined or reprimanded at	22 THE WITNESS: They'll spot the car and call
23 Fumble Recovery?	23 the office. And the office will call me and send me
24 A No.	24 out to where the vehicle has been spotted.
25 Q Have you ever been disciplined or reprimanded	25

Page 22		Page 24	
1 BY ATTORNEY TRUEBLOOD:	2 Q All right. Do the spotters visually spot cars	1 A No.	2 Q Was he a spotter that somehow assisted in
3 as well as get license plate hits?	4 ATTORNEY BERNSTEIN: Objection. Lacks	3 finding that vehicle?	4 ATTORNEY BERNSTEIN: Objection. Same
5 foundation. Calls for speculation. You can answer.	5 objections.	6 THE WITNESS: No.	6 THE WITNESS: Yes.
6 THE WITNESS: Yes.	7 BY ATTORNEY TRUEBLOOD:	7 BY ATTORNEY TRUEBLOOD:	8 Q Was he present when you entered the garage and
8 Q Who are the -- you said there were two spotter	9 vehicles now. Who operates those vehicles?	9 repossessed Mr. Galanter's vehicle?	10 A No.
10 A I don't recall.	11 Q You don't know the names?	11 Q Who was present, other than you?	12 A Me.
12 ATTORNEY BERNSTEIN: Let me just get the	13 objection in, that it's -- it's irrelevant. There's	13 Q At the time that you repossessed	14 Q Mr. Galanter's vehicle?
14 privacy issues. It's not reasonably calculated to lead	15 to anything discoverable and admissible. But you can	15 A Me.	16 Q Was there anyone else present?
16 answer.	17 THE WITNESS: I'm not sure of their names.	17 A No.	18 Q Was Anthony Villarreal a spotter for LAW
18 BY ATTORNEY TRUEBLOOD:	19 Q You don't even know their first names?	19 Recovery in September of 2023?	20 A I don't recall a Anthony. I can't even
20 A Of the guys now?	21 Q Yes.	21 pronounce the name.	22 Q You've never met an Anthony Villarreal, or
22 ATTORNEY BERNSTEIN: Same objections.	23 Tony? Can I get an answer?	23 A Tony? Can I get an answer?	24 A I said no.
23 THE WITNESS: Of the guys now? One guy's name	25 Q Have you ever talked to John Serafin about	25 Q Have you ever talked to John Serafin about	
Page 23		Page 25	
1 BY ATTORNEY TRUEBLOOD:	2 Q Yes?	1 this lawsuit or the allegations in it?	2 A Yes.
3 A And the other guy's name is Pierre. I don't	3 Q How many times?	3 Q How many times?	4 A Possibly twice.
4 know either last name.	5 Q Okay. So when were those times?	5 Q Okay. So when were those times?	6 A I don't recall the date.
5 Q So let's go back to September 2023. Do you	7 Q Approximately.	7 Q Approximately.	8 A I approximately don't recall the date.
6 know somebody named Thomas Hillman?	9 Q Was it this year?	9 Q Was it this year?	10 A Yes.
7 A Yes.	11 Q All right. So were these phone calls or	11 Q All right. So were these phone calls or	12 A Phone calls.
8 Q And who is Mr. Hillman?	12 in-person meetings?	12 in-person meetings?	13 A Phone calls.
9 A He was a spotter.	14 Q Did he call you on the first one or did you	14 Q Did he call you on the first one or did you	15 A He called me.
10 Q For LAW Recovery at that time?	15 call him?	15 call him?	16 Q And tell me about the discussion. What was
11 A Yes.	17 A said?	17 A said?	18 A David's going to be giving me a call about a
12 Q So what did Mr. Hillman do for his work, as	19 case.	19 case.	20 A case.
13 far as you know?	21 Q Did you know David beforehand?	21 Q Did you know David beforehand?	21 A I know of David.
14 ATTORNEY BERNSTEIN: Objection. Vague and	22 A I know of David.	22 A I know of David.	22 Q Had you met him before?
15 ambiguous. Lacks foundation. Calls for speculation.	23 Q No, I haven't.	23 Q No, I haven't.	23 Q Had you met him before?
16 You can answer.	24 Q Did you discuss the case with Mr. Serafin?	24 Q Did you discuss the case with Mr. Serafin?	25 Q Did you discuss the case with Mr. Serafin?
17 THE WITNESS: Drove a spotter car.			
18 BY ATTORNEY TRUEBLOOD:			
19 Q So he was spotting vehicles, either visually			
20 or using the camera system?			
21 ATTORNEY BERNSTEIN: Same objections.			
22 THE WITNESS: Yes.			
23 BY ATTORNEY TRUEBLOOD:			
24 Q Was Mr. Hillman involved in your repossession			
25 of Douglas Galanter's vehicle?			

Page 26	Page 28
1       ATTORNEY BERNSTEIN: Objection to the extent 2       that the question asks you to testify about 3       communications that involve counsel, me. Don't answer 4       anything that might involve communications between me 5       and you. Other than that, you may answer. 6       THE WITNESS: I don't recall. 7       BY ATTORNEY TRUEBLOOD: 8       Q     So Mr. Bernstein was not on the phone call 9       between you and Mr. Serafin, the first phone call, was 10      he? 11      A     I don't recall. 12      Q     You don't recall? 13      A     I don't recall. 14      Q     You don't recall who was on the line? 15      ATTORNEY BERNSTEIN: Asked and answered, 16      twice. 17      THE WITNESS: I don't recall. 18      BY ATTORNEY TRUEBLOOD: 19      Q     What did Mr. Serafin say to you in that first 20      conversation? 21      A     That I would be getting a phone call from 22      David, our attorney. 23      Q     Did you two discuss the allegations of this 24      lawsuit that there -- that you had allegedly entered a 25      secured area to repossess Mr. Galanter's vehicle?	1       BY ATTORNEY TRUEBLOOD: 2       Q     Did he ask you how you got into the garage? 3       A     No, he didn't. 4       Q     Did you tell him? 5       A     I don't recall. 6       Q     Did Mr. Serafin tell you there was a lawsuit 7       pending? 8       A     No. Mr. Serafin told me that David would be 9       giving me a call, and I would be told more. 10      Q     All right. Since then -- I don't want you to 11      say anything about what you said, but since then, how 12      many times have you talked with Mr. Bernstein? 13      ATTORNEY BERNSTEIN: So I'm going to instruct 14      him not to answer on attorney-client privilege. It's 15      also -- 16      ATTORNEY TRUEBLOOD: I'm not ask -- I'm not 17      asking -- 18      ATTORNEY BERNSTEIN: Sorry -- sorry, Counselor 19      -- pardon me. It's -- sorry. Pardon me. It's not 20      reasonably calculated. And it's irrelevant. I'm 21      instructing him. 22      ATTORNEY TRUEBLOOD: Okay. To be clear, I'm 23      asking him about the number of times, not the substance 24      of the communication. So there's no privileged 25      information being requested here.
Page 27	Page 29
1       A     Yes. 2       Q     Tell me everything you discussed about that. 3       A     You have a repossession that I picked up on 4       September 5. I asked him for the last six of the VIN 5       number. I looked it up, I didn't recall the 6       repossession at the time. I told him I didn't recall 7       the repossession at the time. I looked into the -- at 8       the pictures, I looked into the repossession notes, and 9       I remembered the vehicle. I told him, yeah, I picked 10      it up, what's wrong. 11      ATTORNEY BERNSTEIN: That's it. You've 12      answered. 13      ATTORNEY TRUEBLOOD: No, you're cutting him 14      off. Please finish. 15      ATTORNEY BERNSTEIN: Well, he's finished his 16      answer. 17      ATTORNEY TRUEBLOOD: Don't interrupt the 18      witness. He was in the middle of an answer, and you 19      interrupted him and told him he was finished. 20      ATTORNEY BERNSTEIN: He answered the question. 21      Go ahead. 22      THE WITNESS: He -- I told him I repossessed 23      the vehicle, and I picked it up. He said, was there 24      any incidents? I said, nope. He said, okay, David 25      will be giving you a call.	1       ATTORNEY BERNSTEIN: Same objection. Same 2       instruction. 3       BY ATTORNEY TRUEBLOOD: 4       Q     Your second conversation with Mr. Serafin, 5       Mr. McIntosh; when was that? 6       A     I don't recall. 7       Q     Was it this year? 8       A     It was this year. 9       Q     Was it in the last few weeks? 10      A     No. 11      Q     Last few months? 12      A     Yes. 13      Q     Tell me everything you recall about that 14      conversation. 15      A     He asked me, did I talk to David. I said, 16      David gave me a phone call -- 17      ATTORNEY BERNSTEIN: Wait, stop. Don't say 18      anything about what you and I talked about. You can 19      answer other than that. 20      THE WITNESS: Yes. I told him David gave me a 21      call. 22      BY ATTORNEY TRUEBLOOD: 23      Q     Did you discuss the facts of this case? 24      A     Yes. 25      Q     What did you say in that regard?

Page 30	Page 32
1 A I said that I came -- I pulled up to the 2 address, I found the car. The gate was closed, I took 3 pictures of the vehicle. I waited down the alley, 4 someone came outside, drove outside of the gate, I 5 drove in, and I repossessed the vehicle.	1 BY ATTORNEY TRUEBLOOD: 2 Q Okay. Then you -- you did something to 3 locate -- to identify the vehicle, right? 4 A Yes. 5 Q And you read the repossession report or log? 6 A Yes. 7 Q And that refreshed your recollection? 8 A Yes. 9 Q So in that first conversation with 10 Mr. Serafin, did you tell him how you got into the 11 garage?
12 A Yes. 13 Q And then you told him you waited in the alley? 14 A Yes. 15 Q And then you told him that someone -- someone 16 else arrived? 17 A Someone drove out. 18 Q Someone drove out. And you drove in? 19 A Yes. 20 Q Did you talk to anybody who let you into the garage? 21 A No. 22 Q Did anybody give you permission to enter the garage verbally? 23 A No. 24 Q How did you get out of the garage?	12 A No. 13 Q Why didn't you tell him that in the first 14 conversation? 15 A He didn't ask me. 16 Q Have you had any conversations with Juan 17 Martinez about this case? 18 A Yes. 19 Q How many? 20 A I don't recall. 21 Q Did Mr. Martinez ever ask you how you got into 22 the garage of -- to repossess Mr. Galanter's vehicle? 23 A No. 24 Q Did you ever tell anyone -- did you ever tell 25 Mr. Martinez that you had obtained permission from a
Page 31	Page 33
1 A I opened up the vehicle, used the gate opener, 2 drove out. 3 Q Which gate opener? 4 A The gate opener that was in the vehicle. 5 Q And you were alone? 6 A Yes. 7 Q There was nobody assisting you with this repossession? 8 A No. 9 Q So there was no resident of the building that ever gave you permission to enter, was there? 10 A No. 11 Q And you said in your first conversation with Mr. Serafin that you didn't recall the repossession, right? 12 A No. 13 Q You just told me that you didn't recall the repossession when Mr. Serafin first called you, right? 14 ATTORNEY BERNSTEIN: Objection. 15 Mischaracterizes prior testimony. And argumentative. 16 You can answer. 17 THE WITNESS: When he called me and asked me about it, you right, I didn't remember which vehicle he was talking about.	1 A resident at the building to enter the garage? 2 Q No. 3 Q Did you ever tell anyone at LAW Recovery that you had obtained permission from a resident of the building to enter the garage? 4 A No. 5 Q Was the person who drove the vehicle into the garage where Mr. Galanter's vehicle was located a female or a male? 6 A I don't know. When I pulled in, they were pulling out. I didn't -- we didn't pass one another. 7 They were pulling out to a different angle, and I pulled in. 8 Q Okay. So did you sit in the alley with your -- with your vehicle running? 9 A Yes. 10 Q And you were waiting for someone to leave the garage? 11 A No, I was waiting -- looking for another car on my RDN and the garage opened up. 12 Q Yeah. But you were parked in this alley because you wanted to repossess Mr. Galanter's vehicle, weren't you? 13 A Well, yes, that too. 14 Q So you were waiting with your engine running,

<p style="text-align: right;">Page 34</p> <p>1 and then was it your intention to enter the garage when 2 someone left?</p> <p>3 A If the -- if it "arised", yes.</p> <p>4 Q All right. So you saw your opportunity, 5 someone left, and you drove into the garage before the 6 gate closed?</p> <p>7 ATTORNEY BERNSTEIN: Asked and answered. Go 8 ahead.</p> <p>9 THE WITNESS: Yes.</p> <p>10 BY ATTORNEY TRUEBLOOD:</p> <p>11 Q How many times did you talk to Mr. Martinez 12 about the Galanter repossession?</p> <p>13 ATTORNEY BERNSTEIN: Asked and answered.</p> <p>14 THE WITNESS: I don't recall.</p> <p>15 BY ATTORNEY TRUEBLOOD:</p> <p>16 Q More than twice?</p> <p>17 A Yes.</p> <p>18 Q Okay. So tell me everything you recall about 19 those conversations?</p> <p>20 A He called me and told me, have I spoken with 21 David.</p> <p>22 ATTORNEY BERNSTEIN: Don't say anything about 23 what I may have said to Mr. Martinez or you. But go 24 ahead.</p> <p>25 THE WITNESS: I told him, yes. He said, do I</p>	<p style="text-align: right;">Page 36</p> <p>1 repossess the vehicle?</p> <p>2 A I don't recall.</p> <p>3 Q Were you ever trained at any of your 4 repossession-related jobs that entering a secured area 5 to repossess a vehicle is illegal?</p> <p>6 A That's not illegal.</p> <p>7 Q Okay. So you were never trained that, right?</p> <p>8 ATTORNEY BERNSTEIN: Let me object.</p> <p>9 Mischaracterizes the testimony. Vague and ambiguous.</p> <p>10 BY ATTORNEY TRUEBLOOD:</p> <p>11 Q Why do you say it's not illegal?</p> <p>12 A It's not illegal to enter a property if you 13 don't -- do not touch a gate or damage anything.</p> <p>14 Q And why do you believe that?</p> <p>15 A It's the law.</p> <p>16 Q Well, who told you it was the law?</p> <p>17 A Years of training.</p> <p>18 Q And -- training at LAW, or training at other 19 companies?</p> <p>20 A Training at LAW.</p> <p>21 Q Okay. So what training do you specifically 22 recall from LAW that entering a secured area without 23 touching anything is legal?</p> <p>24 ATTORNEY BERNSTEIN: Objection. Incomplete 25 hypothetical.</p>
<p style="text-align: right;">Page 35</p> <p>1 remember what happened at the repossession. I said, 2 there's nothing that happened at the repossession.</p> <p>3 BY ATTORNEY TRUEBLOOD:</p> <p>4 Q Did you tell Mr. Martinez that -- what you 5 just told me, that you had waited at the alley, and 6 then entered the garage after someone drove out?</p> <p>7 A I may have. I don't recall.</p> <p>8 Q Well, didn't he ask you that?</p> <p>9 A I may have. I don't recall.</p> <p>10 Q And what was Mr. Martinez's commentary or 11 response when you told him?</p> <p>12 A Was there any incident? No incident, was my 13 response. I repossessed the vehicle and left.</p> <p>14 Q So that was one conversation with 15 Mr. Martinez. Were there other -- you said there were 16 others. So tell me about the other conversation -- or 17 conversations.</p> <p>18 ATTORNEY BERNSTEIN: Objection. Vague.</p> <p>19 THE WITNESS: Just -- we're having a -- he let 20 me know that we were having a -- we were being brought 21 up in a lawsuit, and that I will be more than likely 22 being subpoenaed in.</p> <p>23 BY ATTORNEY TRUEBLOOD:</p> <p>24 Q Did Mr. Martinez tell you that one allegation 25 in the lawsuit is that you entered a secured area to</p>	<p style="text-align: right;">Page 37</p> <p>1 ATTORNEY TRUEBLOOD: Go ahead.</p> <p>2 THE WITNESS: If the gate is locked, do not 3 touch it. We cannot tamper or try to un -- unloosen or 4 damage a locked gate. If the gate is opened, you 5 have -- if the pizza man can gain entry, you can gain 6 entry.</p> <p>7 BY ATTORNEY TRUEBLOOD:</p> <p>8 Q Were you trained at LAW that it is legal and 9 permissible for you to wait for someone to leave a 10 garage in a vehicle and then drive in while the gate's 11 still open?</p> <p>12 A Yes.</p> <p>13 Q And who trained you on that particular point?</p> <p>14 A Different recovery agents.</p> <p>15 Q Who would that be?</p> <p>16 A I don't recall. We've had a lot.</p> <p>17 Q Did Ms. Benarbachian ever train you on that 18 point?</p> <p>19 A No.</p> <p>20 Q Did Mr. Serafin ever train you on that point?</p> <p>21 A No.</p> <p>22 Q Did Mr. Martinez ever train you on that point?</p> <p>23 A No.</p> <p>24 Q Then how did you find that out?</p> <p>25 A Older repossession agents.</p>

	Page 38	Page 40
1	<p>Q You don't recall the names?</p> <p>A I don't.</p> <p>Q Have you ever -- well, tell me about your training at LAW. What training did you receive?</p> <p>A What type of training to be a repossession?</p> <p>Q Yeah.</p> <p>A I was trained to be a repossession.</p> <p>Q What kind of training?</p> <p>A Repossess vehicles.</p> <p>Q All right. So you're talking about in the field training?</p> <p>A Yes. Towing, recovery.</p> <p>Q All right.</p> <p>A Repossessing.</p> <p>Q Was there a period of time where you were working with somebody in a training period?</p> <p>A Years ago.</p> <p>Q Okay. But there was a period of time where somebody was training you on how to be a LAW Recovery repossession man, right?</p> <p>A There was a period of time when I was being trained how to be a repossession.</p> <p>Q Okay. And who was training you?</p> <p>A I don't recall.</p> <p>Q How long did your training last?</p>	<p>1 year.</p> <p>Q You're saying that every year, you get handed a handbook?</p> <p>A If not every year, every other year. But for the most part, every year we get a handbook.</p> <p>Q Did you get a handbook in 2023?</p> <p>A Yes.</p> <p>Q What was it called?</p> <p>A I don't recall.</p> <p>Q Who issued the handbook?</p> <p>A CAL-R.</p> <p>Q What is that?</p> <p>A California Associated License Recovery.</p> <p>Q And who handed you the book in 2023?</p> <p>A It was at the desk at the office; no one handed it to me.</p> <p>Q Did you go read it of your own volition?</p> <p>A Yes.</p> <p>Q You read the whole thing?</p> <p>A Yes.</p> <p>Q Did you read it carefully?</p> <p>A Repeatedly.</p> <p>Q Did you have any questions?</p> <p>A I still have questions.</p> <p>Q What questions do you have?</p>
1	<p>A I'm still training to this day.</p> <p>Q Okay. Who do you train with today?</p> <p>A Anyone who can give me positive knowledge on repossession.</p> <p>Q Do you recall the name of anybody who's training you today?</p> <p>A Is that a question of -- am I still learning?</p> <p>Q Yeah. Let me put it this way, Mr. McIntosh: When you first joined the company, how long a period did you train with somebody before you were essentially allowed to do repossession on your own?</p> <p>A Maybe two and a half months.</p> <p>Q Have you ever received any kind of handbook or manual from anyone at LAW Recovery, explaining to you how to be a repossession?</p> <p>A Yes.</p> <p>Q All right. And what was the -- when did you receive that?</p> <p>A I just had a, 2024, handbook --</p> <p>Q Okay.</p> <p>A -- the last couple of weeks.</p> <p>Q All right. And before that 2024 handbook, had you ever received a manual or handbook from anyone at LAW Recovery about how to be a repossession?</p> <p>A Not how to be a repossession, but, yes. Every</p>	<p>1 Different things on different laws that have changed.</p> <p>Q When you read the -- approximately when did you read the 2023 handbook?</p> <p>A I don't recall.</p> <p>Q Was it before or after Mr. Galanter's repossession?</p> <p>A Before.</p> <p>Q Did you read the portion of the handbook that governs the rules for entering secured areas?</p> <p>A I'm sure I did, yes.</p> <p>Q Did you have any questions about that portion of the handbook for anyone?</p> <p>A No.</p> <p>Q So you didn't ask any questions?</p> <p>A No.</p> <p>ATTORNEY BERNSTEIN: Asked and answered.</p> <p>BY ATTORNEY TRUEBLOOD:</p> <p>Q So what I hear you saying, Mr. McIntosh, is that somebody trained you that it is permissible to enter a secured area if the gate opens and another driver goes out before the gate closes, but you don't recall who that was; is that fair?</p> <p>ATTORNEY BERNSTEIN: Objection. It's an incomplete hypothetical. Assumes facts not in</p>

Page 42	Page 44
1 evidence. And it's argumentative. As well as asked 2 and answered. 3 ATTORNEY TRUEBLOOD: You can answer. 4 THE WITNESS: Yes. 5 BY ATTORNEY TRUEBLOOD: 6 Q Did Juan Martinez ever ask you how you gained 7 entry into the garage to repossess Mr. Galanter's 8 vehicle? 9 A Yes. 10 Q When was that? 11 A I don't recall. 12 Q How did you respond? 13 A I told him how I got inside the vehicle, and 14 what I did after I picked up the vehicle. 15 Q Can you relate to me what you told 16 Mr. Martinez? 17 A Someone came outside of the -- pulled out of 18 the garage, I pulled in. I then got inside -- into the 19 vehicle, grabbed the gate remote, hooked up to my 20 vehicle, took my pictures, used the gate clicker to 21 pull out of the garage. 22 Q Can you give me an estimate of when you told 23 Mr. Martinez this? 24 A I don't recall. 25 Q Was it this year?	1 Did you speak to anybody in the vicinity of 2 the building where you repossessed Mr. Galanter's 3 vehicle on the day of the repossession? 4 A I want to say, yes. 5 Q Who did you speak to? 6 A I don't know who he was. 7 Q Who -- what did he say? 8 A What are you doing? 9 Q Was this before or after you repossessed the 10 vehicle? 11 A It was after the vehicle was on top of my -- 12 on my truck. 13 Q So he said what are you doing, and how did you 14 respond? 15 A Picking up a vehicle. 16 Q Was this a male? 17 A Yes. 18 Q Was it somebody who just walked up to the side 19 of your vehicle? 20 A I'm sorry? I didn't hear you. 21 Q Was it somebody who just walked up to your -- 22 to the side of your tow truck? 23 A Yes. 24 Q And you were in -- you were in the driver's 25 seat?
Page 43	Page 45
1 A Yes. 2 Q Were you in person or on the phone with 3 Mr. Martinez? 4 A On the phone. 5 Q On the day of the repossession of 6 Mr. Galanter's vehicle, how long did you wait in the 7 alley before the car came of the garage, giving you the 8 opportunity to go in? 9 A Maybe 10 minutes, possibly 15. I'm not a 10 hundred percent sure. 11 Q But when you first arrived, you took some 12 pictures of the outside of the building, and the 13 vehicle inside the garage, from the outside, right? 14 A Yes. 15 Q Okay. And then you uploaded those to the RDN 16 system, right? 17 A I uploaded the pictures once I was gone with 18 the vehicle. 19 Q All right. We'll get to that later. 20 When the vehicle that was inside the garage 21 went out, did you try to drive into the garage as 22 quickly as you could before the gate closed? 23 A Yes. 24 Q And you've probably seen a number of gates in 25 your -- in your -- well, strike that.	1 A I was getting back into my truck. 2 Q What did this man look like? 3 A Brown skin, male, Black. 4 Q About how old? 5 ATTORNEY BERNSTEIN: I didn't hear that 6 question. 7 BY ATTORNEY TRUEBLOOD: 8 Q About how old was this person? 9 A Maybe mid-30s. 10 Q How tall was he? 11 A I don't know. 12 Q Well, approximately how tall? 13 A Maybe five, seven, eight. 14 Q About five, seven, or eight. About 15 approximately what weight? 16 A 220 pounds, 200 pounds. Somewhere in there. 17 Q Did he have any facial hair? 18 A Yes. 19 Q What did he have? 20 A Facial hair. 21 Q Mustache, beard? 22 A Goatee, like. 23 Q Did he give you a name? 24 A No. 25 Q And he said, what are you doing here?

		Page 46	Page 48		
1	A	He's like -- yes.	1	A	Yes.
2	Q	Like, he was suspicious?	2	Q	Who have you spoken to?
3	A	Yes.	3	A	Misti.
4	Q	And you said I'm -- what did you say?	4	Q	All right. And how many times have you spoken with Misti about the repossession?
5	A	Towing this vehicle.	5	A	Not so much about the repossession.
6	Q	And then what did he say?	7	Q	About the lawsuit?
7	A	Oh.	8	A	About having talked with the lawyer.
8	Q	Did he say, you can't do that here?	9	Q	Okay. So how many conversations have you had with Misti?
9	A	No.	10	A	Maybe two.
10	Q	About how long was your conversation?	12	Q	Can you tell me what occurred in those conversations?
11	A	Five seconds.	14	A	Can I say David's name?
12	Q	And then did he walk away or what happened?	15	ATTORNEY BERNSTEIN:	Sorry. May I have that question, again, please?
13	A	Yes.	17	BY ATTORNEY TRUEBLOOD:	
14	Q	And other than this male person you just described, did you speak with anybody in the vicinity of the building where you repossessed Mr. Galanter's vehicle?	18	Q	Excluding anything you said that Mr. Bernstein may have told you, or that you told Mr. Bernstein, can you tell me what you discussed with Misti?
15	A	No.	21	A	Have I spoken with David?
19	Q	And I'm talking that whole time -- the whole time you were there, you didn't talk to anybody else, right?	22	Q	Mm-hmm. So you told her you had spoken with David, right?
22	A	Right.	24	A	Yes.
23	Q	Has anyone ever accused you of unlawfully entering a secured area to repossess a vehicle other than this case?	25	Q	And did you say anything else?
		Page 47	Page 49		
1	A	No.	1	A	He will call me.
2	Q	What about on the Better Business Bureau website or everyone informally?	2	Q	So was that it? Was it a very short conversation?
4	A	No.	4	A	Yes.
5	Q	Have you ever been convicted of a crime?	5	Q	Was it only one conversation with Misti?
6	A	No.	6	A	A couple.
7	Q	Have you ever been arrested?	7	Q	Okay. Tell me about the other conversation?
8	ATTORNEY BERNSTEIN:	Objection. Privacy. Not reasonably calculated. Instruct not to answer.	8	A	They went along the same lines.
10	BY ATTORNEY TRUEBLOOD:		9	Q	Her just asking you if you had spoken with David?
11	Q	Have you ever been sued?	11	A	Yes.
12	A	No.	12	Q	And you saying, yes?
13	Q	Have you ever sued anyone?	13	A	Yes.
14	A	No.	14	Q	And that was it?
15	Q	So have you told me everything you recall about your conversations with Juan Martinez about the Galanter repossession?	15	A	Yes.
18	A	All I can remember, yes.	16	Q	Have you now told me everything that you recall about your conversations with Misti Benarbachian about the Galanter repossession?
19	Q	Have you told me everything you can recall about your conversations with John Serafin about the Galanter repossession?	19	A	As I can recall.
22	A	All that I remember.	20	Q	Is there anyone else you spoke to about this repossession other than Mr. Bernstein?
23	Q	Have you spoken with anyone else besides Mr. Martinez or Mr. Serafin about the Galanter repossession, other than Mr. Bernstein?	22	A	No recollections.
25	A		23	Q	Did you ever take the certified collateral recovery specialist certification course?
			24	A	Yes.

	Page 50	Page 52
1	<p>Q When did you first take that?</p> <p>A A couple years back. I don't recall which year.</p>	<p>1 BY ATTORNEY TRUEBLOOD:</p> <p>2 Q But if that happened that would just be a coincidence, wouldn't it?</p> <p>3 ATTORNEY BERNSTEIN: Objection. Asked and answered. Instruct not to answer.</p>
4	<p>Q Were you certified?</p> <p>A Yes.</p>	<p>4 ATTORNEY TRUEBLOOD: You can't instruct not to answer on those grounds.</p>
5	<p>Q Who were you certified by?</p> <p>A The name of the company that you just said.</p>	<p>5 ATTORNEY BERNSTEIN: I just did, Counsel. He answered the question. The question was argumentative.</p>
6	<p>Q The CAL-R company?</p> <p>A No. The -- you just asked me have I taken the certification through -- you said their name. I don't recall their name.</p>	<p>6 ATTORNEY TRUEBLOOD: That's not a grounds to instruct, as you know.</p>
7	<p>Q Okay. What did you have to do to get that certificate?</p> <p>A Just a lot of questions and answers. What to do and how to do.</p>	<p>7 BY ATTORNEY TRUEBLOOD:</p>
8	<p>Q So you took some tests?</p> <p>A Yes.</p>	<p>8 Q All right. So you took this course to get the certification. Was there any coverage in the course about whether you could enter a -- a parking garage by doing what you did, which was enter after another car left and the gate was still open?</p>
9	<p>Q Did you watch some videos or did you attend a course?</p> <p>A Watched videos, answered questions. Never had to take a course.</p>	<p>9 ATTORNEY BERNSTEIN: Objection. Vague and ambiguous. Go ahead.</p>
10	<p>Q Okay. So you watched videos at home or at the office?</p> <p>A Yes, at home.</p>	<p>10 THE WITNESS: No.</p>
11	<p>Q And then you took an online test?</p>	<p>11 BY ATTORNEY TRUEBLOOD:</p>
12		<p>12 Q So where did you get this notion that you could enter a garage as another car was passing out and the gate was still open?</p>
13		<p>13 A The gate was open.</p>
	Page 51	Page 53
1	<p>A Yes.</p>	<p>1 Q But where did you get this notion that this was proper?</p>
2	<p>Q Was any part of the course concerning entry into secured areas or garages?</p>	<p>2 A The gate was open. The rules state if the gate is open, you can enter.</p>
3	<p>A Yes.</p>	<p>3 Q What rules?</p>
4	<p>Q Tell me about what you learned from the course in that regard.</p>	<p>4 A The -- entering the property.</p>
5	<p>A We would not enter a locked gate. If it's located -- inside of a gate that's open.</p>	<p>5 Q Okay. So -- actually -- I'm not asking you what the rule is. You've told me what you believe the rule to be.</p>
6	<p>Q So the residence of the building, I'm going to represent to you, are going to testify that they -- that after you did your repossession, that they found the gate at the building broken and off the tracks.</p>	<p>6 A But what I'm asking you is: Where did you get that idea of what the rule was?</p>
7	<p>If that wasn't you, how -- do you have any idea how that happened?</p>	<p>7 A I don't recall.</p>
8	<p>ATTORNEY BERNSTEIN: Objection. Foundation. Calls for speculation.</p>	<p>8 Q Did any of the people who trained you at LAW Recovery tell you that?</p>
9	<p>THE WITNESS: No idea.</p>	<p>9 A I don't recall.</p>
10	<p>BY ATTORNEY TRUEBLOOD:</p>	<p>10 Q Have you received any training on what a breach of the peace is?</p>
11	<p>Q So that's just a coincidence as far as you're concerned?</p>	<p>11 A Yes.</p>
12	<p>ATTORNEY BERNSTEIN: Objection. Argumentative. You don't have to answer that.</p>	<p>12 Q What's your understanding of what a breach of the peace is?</p>
13	<p>ATTORNEY TRUEBLOOD: He has to answer that.</p>	<p>13 A If someone says, stop, no, you leave the vehicle.</p>
14	<p>THE WITNESS: No idea.</p>	<p>14 Q Anything else?</p>
15		<p>15 A -- peaceful repossession.</p>
16		<p>16 Q Anything else that would be considered a</p>

Page 54	Page 56
1 <b>breach of the peace?</b>	1      Q    So you've had them over the years since you
2      A    Breaking and entering.	2      began work at LAW Recovery?
3      Q    So were you trained that breaking a gate, or	3      A    Yes.
4      disturbing a gate to get entry into a secured area	4      Q    Did you have that --
5      would be a breach of the peace?	5                 ATTORNEY BERNSTEIN: We've been going over an
6      A    Yes.	6      hour -- go ahead with your question, and then I'm going
7      Q    And who trained you on that?	7      to propose a break.
8      A    Someone over my years of repossession.	8                 ATTORNEY TRUEBLOOD: Yeah, let's take a break
9      Q    Do you remember who?	9      here. Five minutes.
10     A    I don't.	10     ATTORNEY BERNSTEIN: All right.
11     Q    Did you ever see any written materials on	11     ATTORNEY TRUEBLOOD: Okay.
12     that?	12     ATTORNEY BERNSTEIN: Off the record.
13     A    Yes.	13                 (Off the record from 11:05AM to 11:10AM.)
14     Q    What have you seen?	14     BY ATTORNEY TRUEBLOOD:
15     A    I believe I just answered that. But I think	15     Q    Mr. McIntosh, on the day of the repossession
16     that I said, that if you break -- if you tamper with a	16     of Mr. Galanter's vehicle -- when the vehicle -- when
17     gate -- go through a locked gate, you're breaking and	17     the other vehicle drove out of the garage, you saw that
18     entering.	18     vehicle, right?
19     Q    So if you took -- were you trained that if you	19     A    Yes.
20     took a gate off its tracks, that would be breaking and	20     Q    What color was it?
21     entering?	21     A    I want to say gray.
22     A    Yes.	22     Q    Was it -- what kind of vehicle was it?
23     Q    Were you trained that disturbing the motor	23     A    I don't recall.
24     housing on a gate in order to gain entry would be	24     Q    Was it a sedan?
25     breaking and entering?	25     A    Yes.
Page 55	Page 57
1      A    Yes.	1      Q    Was it a late model or older model?
2      Q    Have you been trained on the requirements of	2      A    Late.
3      the Fair Debt Collection Practices Act?	3      Q    Do you remember the make?
4      A    I want to say yes. I'm not familiar with	4      A    I don't.
5      the -- if you can explain exactly what it is, I can	5      Q    Do you remember the color of the interior?
6      answer that correct.	6      A    No.
7      Q    Well, do you have any knowledge of what it is	7      Q    Was there anything distinctive about it?
8      today?	8      A    No.
9                 ATTORNEY BERNSTEIN: Objection. Incomplete	9      Q    Was it a Japanese make, or German make, or
10     hypothetical. Vague and ambiguous.	10     some other make?
11     ATTORNEY TRUEBLOOD: Did we get an answer	11                 ATTORNEY BERNSTEIN: Objection. Foundation.
12     there?	12     Go ahead.
13     THE WITNESS: I'm not a hundred percent sure.	13     THE WITNESS: It was a foreign vehicle.
14     BY ATTORNEY TRUEBLOOD:	14     BY ATTORNEY TRUEBLOOD:
15     Q    Okay. So currently, you're licensed as a	15     Q    Was it a larger vehicle or a smaller sedan?
16     repossession employee under -- attached to LAW	16     A    Regular-sized sedan.
17     Recovery's license, RA-1413; is that correct?	17     Q    So not the largest size, not the smallest
18     A    Yes.	18     size, but somewhere in between?
19     Q    And your repossession employee license number	19     A    Yes.
20     is 513360, right?	20     Q    What kind of gray was it? Was it dark gray or
21     A    Yes.	21     light gray?
22     Q    According to the BSAS website, that was issued	22     A    Gray -- it was gray.
23     March 6, 2023. Did you have previous licenses that	23     Q    Was it light gray or dark gray?
24     were issued before March 6, 2023?	24     A    I don't recall.
25     A    Yes.	25     Q    In other words, was the color closer to black

Page 58	Page 60
1    or closer to, like, a -- closer to white?	1    BY ATTORNEY TRUEBLOOD:
2       A    Closer to the color of the vehicle that was	2       Q    Well I want to -- I'll try to rephrase it.
3       picked up.	3           So when you drove into the garage, you were --
4       Q    Okay. Similar to the one that you	4       were you completely on the property of the -- of that
5       reposessed?	5       building, or was part of your tow truck also in the
6       A    Yes.	6       alleyway?
7       Q    And you don't recall whether the driver was	7       A    No, it was completely inside of the gate.
8       female or male?	8       Q    Okay. But nevertheless, being completely
9       A    I don't.	9       inside the gate, it was -- your tow truck was blocking
10      Q    Was there anyone else in the vehicle besides	10      the sensor so the gate would remain open?
11      the driver?	11      ATTORNEY BERNSTEIN: Objection. Lacks
12      A    I can't -- I couldn't tell you that.	12      foundation. Calls for speculation. Mischaracterizes
13      Q    So once the -- once this gray vehicle left the	13      prior testimony. And asked and answered.
14      building, you drove in with your tow truck, inside the	14      ATTORNEY TRUEBLOOD: Go ahead.
15      garage, to the space where Mr. Galanter's vehicle was	15      THE WITNESS: Possibly.
16      parked?	16      BY ATTORNEY TRUEBLOOD:
17      A    No, I pulled inside the gate.	17      Q    Well, what's your best recollection of
18      Q    Pulled inside the gate. Did you pull inside	18      where -- you know, how far your tow truck was in the
19      the gate or did you go to where the vehicle was parked?	19      building -- was on the property at the time that you
20      A    I stopped at -- right inside of the gate.	20      were, you know, parked underneath the gate?
21      Q    Why did you do that?	21      A    I was in --
22      A    So if for whatever reason I needed to pull	22      ATTORNEY BERNSTEIN: -- sorry. Wait. Same
23      out, I could just pull out.	23      objections. Mischaracterizes prior testimony. Go
24      Q    In other words, your tow truck was blocking --	24      ahead.
25      was triggering the sensors for the gate, thus keeping	25      THE WITNESS: I was inside the property.
Page 59	Page 61
1    the gate open, right?	1    BY ATTORNEY TRUEBLOOD:
2    A    Yes.	2    Q    Okay. So I want to be clear, so that we're on
3    Q    So did you leave your tow truck on --	3    the same page here: My understanding is you drove in,
4    A    Yes.	4    and you stopped your tow truck at a place that would
5    Q    -- while parked underneath the sensors?	5    keep the gate open, correct?
6    A    Yes.	6    ATTORNEY BERNSTEIN: Objection.
7    Q    And then what did you do?	7    Mischaracterizes --
8    A    I walked to the vehicle. VINed the vehicle --	8    ATTORNEY TRUEBLOOD: I'm asking. I'm asking.
9    when I say VIN, I mean checked the VIN number of the	9    ATTORNEY BERNSTEIN: Let me get my objection
10    vehicle. And I proceeded to gain entry into the	10    on the record, Counsel. The objection is it
11    vehicle. I put the vehicle in neutral, backed it out,	11    mischaracterizes prior testimony. It's asked and
12    pushed it back, grabbed the gate opener. Backed my	12    answered. It lacks foundation. And calls for
13    vehicle -- my tow truck up to it, hooked it up, took	13    speculation.
14    pictures, and left. And pulled out.	14    ATTORNEY TRUEBLOOD: Go ahead.
15    Q    Okay. So were you kind of halfway in the	15    THE WITNESS: Yes.
16    garage when you were parked underneath the gate	16    BY ATTORNEY TRUEBLOOD:
17    sensors?	17    Q    Okay. And then -- then you descended from
18    A    No.	18    your tow truck and you went to -- to Mr. Galanter's
19    Q    You were all the way in the garage?	19    vehicle, right? On foot?
20    A    Inside, yes.	20    A    Yes.
21    Q    But it was still sufficient that the gate	21    Q    And then what did you do once you reached
22    sensors would be triggered?	22    Mr. Galanter's vehicle on foot?
23       ATTORNEY BERNSTEIN: Objection. It calls for	23    A    I gained entry into the vehicle.
24       speculation. Lacks foundation. It's incomplete	24    Q    And how did you do that?
25       hypothetical.	25    A    With tools.

		Page 62	Page 64
1	Q	Did you use a jimmy?	
2	A	I'm not familiar with what a jimmy is.	
3	Q	It's a flat piece of metal that opens the	
4	lock.		1 the gate begins to close, right?
5	A	No, sir.	2 ATTORNEY BERNSTEIN: Objection. Calls for
6	Q	How did you get inside?	3 speculation. Lacks foundation. It's compound. Vague
7	A	Specialty tools for recovery.	4 and ambiguous. And it mischaracterizes prior
8	Q	What were those specialty tools?	5 testimony.
9	A	Tools for gaining entry into a vehicle.	6 BY ATTORNEY TRUEBLOOD:
10	Q	I know, but what were they, what did they look	7 Q Is that how it happened?
11	like?		8 A Somewhat.
12	A	They're a long reach bar, and a wedge.	9 Q So what would you say was wrong with what I
13	Q	So explain to me how you used those tools to	10 said?
14	open the vehicle.		11 ATTORNEY BERNSTEIN: Same objections. Vague
15	A	You put the wedge in between the window and	12 and ambiguous.
16	the door, or the door and the door beam. You pump it		13 THE WITNESS: I backed up to the vehicle, I
17	up, you stick the long reach bar in, you unlock the		14 picked up the vehicle, and I pulled out.
18	vehicle.		15 BY ATTORNEY TRUEBLOOD:
19	Q	All right. And then once you unlock the	16 Q Okay. So when you -- when you're backing up
20	vehicle, you put it in neutral?		17 to the vehicle, that's when the gate begins to close,
21	A	Yes.	18 right?
22	Q	Then did you go back to your tow truck?	19 A Yes.
23	A	No. I pushed the vehicle back.	20 Q And that's when you hit the button on the
24	Q	Towards your tow hook?	21 remote that you found inside Mr. Galanter's vehicle?
25	A	Yes.	22 A Yes.
			23 Q And that made the gate -- did that make the
			24 gate go back up?
			25 ATTORNEY BERNSTEIN: Mischaracterizes prior
		Page 63	Page 65
1	Q	Okay. And then you went back to your vehicle?	1 testimony. Lacks foundation. Calls for speculation.
2	A	Yes.	2 THE WITNESS: Made the gate open back up.
3	Q	And what did you do once you got inside	3 BY ATTORNEY TRUEBLOOD:
4	your -- your tow truck?		4 Q Yeah?
5	A	I lifted the vehicle up, and I pressed the	5 A It was never closed all the way.
6	button on the gate remote, and I drove out.		6 Q Yeah, but it had come down partially as you
7	Q	Well, why did you have to press the button on	7 were backing up, right?
8	your gate remote if you were already blocking the gate		8 A It had opened -- it had closed some, and then
9	sensors?		9 it had opened again.
10	A	Because I backed my vehicle up into the car.	10 Q When you pressed the button?
11	Q	So you went out from under the gate sensors,	11 A Yes.
12	and the gate closed as you were backing up your tow		12 Q And then at that point you were able to drive
13	truck to the car, right?		13 your vehicle, your tow truck with Mr. Galanter's car,
14	ATTORNEY BERNSTEIN: Objection. Lacks		14 outside into the alley, right?
15	foundation. Calls for speculation. And argumentative.		15 A Yes.
16	THE WITNESS: The gate was closing, and I hit		16 Q And did the gate shut behind you?
17	the button so it wouldn't -- all the way close, so it		17 A Yes.
18	wouldn't stay open. So I hit the button and it opened		18 Q How did you -- well, strike that.
19	up, and I drove off.		19 What caused you to be at Mr. -- at the
20	BY ATTORNEY TRUEBLOOD:		20 building where Mr. Galanter's vehicle was parked on
21	Q	Okay. So if I got it right, you're underneath	21 that day?
22	the gate sensors, you descended from your vehicle, you		22 A I had a repossession order for the vehicle,
23	pushed Mr. Galanter's vehicle towards your tow		23 and I went to the address, and I located my vehicle.
24	apparatus. Then you get back in your tow truck, back		24 Q Was there -- was there something that
25	up a little bit, towards Mr. Galanter's vehicle, and		25 triggered your interest in going to the address on

Page 66	Page 68
1   that morn -- on that day?	1   Q   Do you know Robert Smith?
2   A   No, it was just everyday work.	2   A   I know a couple of Robert Smiths.
3   Q   So you were making like a regular pass to see	3   Q   He was a repo man at LAW Recovery?
4   if the vehicle was able to be repossessed?	4   A   Yes.
5   A   No, I'm doing my job. I'm running the	5   Q   Was he one of the ones that trained you?
6   accounts.	6   A   I'm not going to say trained. I'm going to
7   Q   Well, what I'm getting at, Mr. McIntosh, is	7   say, we speak on repossession.
8   did somebody call you and say, you know, please, go to	8   Q   All right. But he's currently a -- does the
9   this address on Spring Park to get the Galanter vehicle	9   same job as you at LAW Recovery, doesn't he?
10   that day?	10   A   He repossess vehicles.
11   A   No.	11   Q   And he was with the company when you joined?
12   Q   Did somebody send you a message that prompted	12   A   No.
13   you to go there?	13   Q   No. Was he with the company in September of
14   A   No.	14   2023?
15   Q   Did you get -- was there a license plate hit	15   A   No.
16   that was obtained that prompted you to go there?	16   Q   When did he join?
17   A   No.	17   A   A couple of months back.
18   Q   Do you do any tows at LAW Recovery that are	18   Q   Okay. Do you know James Prior who works for
19   based on the car being illegally parked?	19   LAW Recovery, or Jim Prior?
20   A   No.	20   A   Jim Prior, yes.
21   Q   Do you know of any of the other repo men at	21   Q   And was he also a repossession man?
22   LAW Recovery who do tows based on illegal parking?	22   A   He's -- he was being trained to be a
23   A   No.	23   repossession.
24   Q   So LAW Recovery has told us in this lawsuit,	24   Q   Was he working for the company in September of
25   under oath, that there are about 25 to 30 repossession	25   2023?
Page 67	Page 69
1   per day that the company does. Does that sound correct	1   ATTORNEY BERNSTEIN: Speculation.
2   to you?	2   THE WITNESS: I don't know.
3         ATTORNEY BERNSTEIN: Objection. Lacks	3   BY ATTORNEY TRUEBLOOD:
4   foundation. Calls for speculation. You can answer if	4   Q   As far as you know, was he just hired in the
5   you know.	5   last few months?
6         THE WITNESS: It's possible.	6   A   I don't recall when he got hired.
7   BY ATTORNEY TRUEBLOOD:	7   Q   Do you know Alberto Ramirez?
8   Q   Does that -- based on your observation, does	8   A   Alberto -- Albert -- yes.
9   that sound like a correct range? 25 to 30 repos per	9   Q   And who is he?
10   day?	10   A   He is a repossession.
11   A   I can't give an honest answer to that. It's	11   Q   For LAW Recovery, right?
12   possible.	12   A   Yes.
13   Q   Well, how many do you do a day?	13   Q   Was he working in September of 2023?
14   A   Every day varies.	14   A   Yes.
15   Q   What's the range that you do on a day?	15   Q   And LAW Recovery also employs a Benny
16   A   Three to six.	16   McIntosh; is that a relation to you?
17   Q   And how many other repo men are there	17   A   Yes.
18   currently at LAW Recovery that have the same job as	18   Q   Who is that? What's the relation?
19   you?	19   A   My younger brother.
20         ATTORNEY BERNSTEIN: Objection. Lacks	20   Q   And when did Benny begin working for LAW
21   foundation. Calls for speculation.	21   Recovery?
22         THE WITNESS: I don't know the number.	22   A   A couple years back.
23   BY ATTORNEY TRUEBLOOD:	23   Q   Was he working in September of 2023?
24   Q   But it's -- more than one though, isn't it?	24   A   I think so, yes.
25   A   Yes.	25   Q   Had you had talked to Benny about this lawsuit

Page 70	Page 72
1    or the allegations in it?	1    BY ATTORNEY TRUEBLOOD:
2    A    No.	2    Q    All right. Do you know if they're employed as
3    Q    Do you know a Justin Land?	3    employees or as contractors by LAW Recovery?
4    A    Justin Land. I know -- we have a couple of	4    A    I don't think we have contractors.
5    Justins. I'm not sure of the last name.	5    Q    So they would all be employees, as far as you
6    Q    All right. But one of the Justins is a repo	6    know?
7    man, isn't he? A repossession?	7                 ATTORNEY BERNSTEIN: Objection. Calls for
8    A    I don't know.	8                 speculation. Foundation. Not relevant.
9    Q    Well, what Justins do you know?	9                 THE WITNESS: I don't know.
10   A    How do you describe without -- I don't know if	10   BY ATTORNEY TRUEBLOOD:
11   Justin made it to a repossession or not.	11   Q    Who owned the vehicle that you used to tow
12   Q    Okay. Is Tim Howard is a repossession -- a	12   Mr. Galanter's vehicle, you or someone else?
13   repossession at LAW Recovery?	13   A    LAW Recovery.
14   A    He was -- I'm not sure if he's still there.	14   Q    And have you ever met a Thomas Hillman who was
15   Q    He's still there?	15   a spotter for LAW Recovery?
16   A    I'm not sure, he fell ill.	16   A    I think so.
17   Q    And Hector -- was Hector Acuna a repossession	17   Q    When was he a spotter?
18   man at LAW Recovery?	18   A    I don't recall.
19   A    I think he's new.	19   Q    Was he a spotter in September of 2023?
20   Q    Okay. How about Reginald, Reggie Anderson?	20   A    I don't recall.
21   A    Yes.	21   Q    Was there -- did any spotter who was working
22   Q    Was he working in September of 2023?	22   for LAW Recovery do any sort of work that you know of
23   A    Yes.	23   with respect to the repossession of Mr. Galanter's
24   Q    And he's still with the company?	24   vehicle?
25   A    Yes.	25   A    No.
Page 71	Page 73
1    Q    And how about Jonathan Parks, was he a repo --	1    Q    Did you ever get any camera hits on
2    a repossession in September of 2023?	2    Mr. Galanter's vehicle that was relayed to you by a
3    A    Yes, I think so.	3    spotter or by the office?
4    Q    And he's still with the company?	4    A    No.
5    A    Yes.	5    Q    How did you first learn about the fact that
6    Q    And how about Ibrahim Abdullah, was he working	6    Mr. Galanter's vehicle was up for repossession?
7    in September of 2023 as a repossession?	7    A    It came through RDN.
8    A    No.	8    Q    And what came through RDN?
9    Q    Go ahead?	9    A    The repossession order.
10   A    No.	10   Q    Did you get an alert of some kind?
11   Q    When was he hired, if you know?	11   A    No. I'm able to go in RDN.
12   A    A couple of months back.	12   Q    All right. So is it part of your regular work
13   Q    And are Robert Smith and James prior -- are	13   routine to check the repossession orders to see what's
14   they still working for the company?	14   up for repossession?
15   A    Robert Smith is still working for the company.	15   A    Yes.
16   Q    But not Mr. Prior?	16   Q    And this repossession order, I'll represent to
17   A    I don't think so.	17   you, came through about July 17 of 2023. Did you read
18   Q    Do you know why Mr. Prior left?	18   it at that time?
19   A    No, I do not.	19   A    No.
20   Q    Do you know the names of any of the spotters	20   Q    When did you first read it?
21   that are currently working for the company?	21   A    When I seen it on the -- the RDN.
22   ATTORNEY BERNSTEIN: Objection. Relevance.	22   Q    When did you see it on the RDN?
23   Privacy.	23   A    That -- earlier that day.
24   ATTORNEY TRUEBLOOD: Go ahead.	24   Q    September 5, 2023?
25   THE WITNESS: Pierre, Cameron.	25   A    Yes.

1       Q    That was the first time you saw the 2    repossession order?  3       A    That's the first time I saw that repossession 4    order.  5       Q    Had you ever been to Spring Park Avenue where 6    the vehicle was located before that day?  7       A    No.  8       Q    Had some other driver, to your knowledge?  9           ATTORNEY BERNSTEIN: Foundation. Speculation. 10          THE WITNESS: No.  11       BY ATTORNEY TRUEBLOOD:  12       Q    So -- so you looked at the repossession order 13    that -- about what time that day on September 5, 2023?  14       A    8:39 a.m.  15       Q    And, and you saw in that repossession order 16    that the vehicle might be located at Spring Park 17    Avenue?  18       A    I saw that -- yes.  19       Q    So that's why you went to Spring Park Avenue?  20       A    I went to Spring Park Avenue because I was 21    running my area at the time.  22       Q    Which included Spring Park Avenue?  23       A    Yes.  24       Q    Did you review the RDN system to see if there 25    had been any activity by other drivers with respect to	Page 74	Page 76
		1       Q    I want to ask you a bit about this RDN system. 2    Do you have a computer console in your tow truck 3    that's -- 4       A    No. 5       Q    -- connected to the RDN? 6       A    No. 7       Q    Is it -- explain to me how the RDN system is 8    accessed? 9       A    Through my phone. 10       Q    So you have an app on your phone? 11       A    Yes. 12       Q    And generally speaking, what can you see on 13    the RDN system? 14       A    Can I answer -- reanswer that last question? 15       Q    Sure. 16       A    It's not an app. It's literally logging into 17    recovery database network. 18       Q    Through a website? 19       A    Yes. 20       Q    Okay. So you log into the website and then 21    you can see certain information on the website, right? 22       A    Yes. 23       Q    And just tell me, what kind of information is 24    available? 25       A    The repossession order.
1       this particular vehicle?  2       A    I don't recall.  3       Q    Would that be part of your normal practice, to 4    review the log or the history to see what other drivers 5    had seen or attempted to do with respect to a vehicle?  6       A    Sometimes.  7       Q    Did you make any phone calls that are in any 8    way connected to this repossession order before you 9    repossessioned the vehicle?  10       A    No.  11       Q    Did you receive any phone calls that are in 12    any way connected to this repossession order before you 13    repossessioned the vehicle?  14       A    No.  15       Q    So the office never called you and said, we 16    have a license plate hit?  17           ATTORNEY BERNSTEIN: Objection. Asked and 18    answered. Argumentative. You can answer.  19          THE WITNESS: No.  20       BY ATTORNEY TRUEBLOOD:  21       Q    Do you happen to have Thomas Hillman's phone 22    number?  23       A    No.  24       Q    It's not on your phone? 25       A    No.	Page 75	Page 77
		1       Q    Anything else? 2       A    The repossession order, notes from the client, 3    priority from the client. Updates. 4       Q    Okay. So as -- the RDN system, is it 5    accessible by the client, that is, the creditor? 6       A    I don't exactly know how the office part 7    works. I would think so. Possibly yes. 8       Q    But it's part of your job to submit updates 9    into the RDN system, correct? 10       A    Yes. 11       Q    And those updates are then available to the 12    creditor who's ordered the repossession, right? 13           ATTORNEY BERNSTEIN: Objection. Foundation. 14          Calls for speculation. You can answer. 15          THE WITNESS: Yes. 16       BY ATTORNEY TRUEBLOOD: 17       Q    Does the RDN system record any license plate 18    reading hits that are obtained? 19           ATTORNEY BERNSTEIN: Same objection. 20          THE WITNESS: I don't think RDN records, but I 21    don't know. 22       BY ATTORNEY TRUEBLOOD: 23       Q    Well, explain to me how the license plate 24    reading works, you know, in the course of your job to 25    reposess a vehicle?

Page 78	Page 80
1       ATTORNEY BERNSTEIN: Objection. Vague and 2 ambiguous. Lacks foundation. Calls for speculation. 3       THE WITNESS: I don't scan license plates. 4       I'm a repossession. Literally, I go look for the car. 5       BY ATTORNEY TRUEBLOOD: 6           Q   Okay. But on occasion, you get some 7 notification from someone that a car that's in your 8 area or that's not in your area has been located 9 through a license plate reading hit, correct? 10      A   I get a call from the office. 11      Q   Yeah. So explain to me how that generally 12 works. 13      ATTORNEY BERNSTEIN: Objection. Vague. 14      THE WITNESS: The office will call me and say, 15 hey, we got a car over here on such and such street. 16 Can you make it to it. 17      BY ATTORNEY TRUEBLOOD: 18           Q   Okay. And is it your understanding that the 19 office is getting the license plate reading information 20 from the spotter vehicles? 21      ATTORNEY BERNSTEIN: Foundation. Speculation. 22      THE WITNESS: I'm not sure how they get it. 23      BY ATTORNEY TRUEBLOOD: 24           Q   But one of those methods is through the 25 spotter vehicles you testified earlier, right?	1       BY ATTORNEY TRUEBLOOD: 2           Q   Do you know if the creditor gets notice of the 3 license plate reading hits as well as you? 4       ATTORNEY BERNSTEIN: Objection. Foundation. 5       THE WITNESS: I don't know how the camera -- 6 how they give notification. 7       BY ATTORNEY TRUEBLOOD: 8           Q   Do you perform any repossession that are 9 commercial trucks like semis or agricultural vehicles? 10      A   No. 11      Q   Have you ever witnessed any -- ever heard of 12 any repossession man for LAW Recovery repossessing 13 semis or agricultural vehicles? 14      ATTORNEY BERNSTEIN: Objection. Relevance. 15 Foundation. 16      THE WITNESS: I don't recall. 17      BY ATTORNEY TRUEBLOOD: 18           Q   You've never heard that, right? 19      ATTORNEY BERNSTEIN: Same. 20      THE WITNESS: I don't recall. 21      BY ATTORNEY TRUEBLOOD: 22           Q   Are you aware of which -- of what clients are 23 the biggest clients for LAW Recovery? The most -- the 24 ones that give the most repossession orders? 25      ATTORNEY BERNSTEIN: Objection. Privacy.
Page 79	Page 81
1      A   Yes. 2      Q   And in the course of your job, do you ever 3 have occasion to talk directly to the spotters? 4      A   Yes. 5      Q   And tell me when that happens. 6      ATTORNEY BERNSTEIN: Objection. Vague. 7      THE WITNESS: When we see one another. 8      BY ATTORNEY TRUEBLOOD: 9           Q   Okay. But if you're out in the field working, 10 do you ever call them up on the phone? 11      A   No. 12      Q   Do they ever call you about a license plate 13 reading hit? 14      A   They call the office. 15      Q   But not you? 16      A   No. 17      Q   So the office would call you on your cell 18 phone, right? 19      A   Yes. 20      Q   To your knowledge, does the RDN system notify 21 the creditor of license plate reading hits? 22      ATTORNEY BERNSTEIN: Objection. Vague and 23 ambiguous. Lacks foundation. You can answer. 24      THE WITNESS: I don't know how that works. 25	1       Foundation. Calls for speculation. That's a yes or no 2 question. 3       THE WITNESS: No. 4       BY ATTORNEY TRUEBLOOD: 5           Q   Well, who are the lenders that you've done the 6 most repossession for while working for LAW Recovery? 7       ATTORNEY BERNSTEIN: Objection. Privacy. Not 8 reasonably calculated to lead to the discovery of 9 admissible evidence. Lacks foundation. What's the 10 relevance, Counsel? 11      ATTORNEY TRUEBLOOD: You've denied a request 12 for admission that you're a debt collector, so you've 13 opened this up. 14      ATTORNEY BERNSTEIN: What does that have to do 15 with the largest customer? 16      ATTORNEY TRUEBLOOD: Because we're going to 17 find out who these customers are, and establish that 18 you do repossession for a living, since you've denied 19 it. 20      ATTORNEY BERNSTEIN: We don't deny doing 21 repossession. 22      ATTORNEY TRUEBLOOD: You deny you're a debt 23 collector. 24      ATTORNEY BERNSTEIN: That has nothing to do 25 with the largest collector. I instruct not to answer

Page 82	Page 84
1 on privacy grounds. 2 ATTORNEY TRUEBLOOD: The definition of debt 3 collector is someone whose principal -- an agent -- a 4 company whose principal purpose is the repossession of 5 collateral. You've denied that. 6 ATTORNEY BERNSTEIN: We've denied we're a debt 7 collector under these facts. 8 ATTORNEY TRUEBLOOD: So I'm entitled to ask 9 these questions. 10 ATTORNEY BERNSTEIN: I don't agree. 11 ATTORNEY TRUEBLOOD: You can't instruct on 12 relevance. 13 ATTORNEY BERNSTEIN: Privacy. Financial 14 privacy. It's not -- and it's not relevant. 15 ATTORNEY TRUEBLOOD: You're instructing the 16 witness? 17 ATTORNEY BERNSTEIN: Yes. 18 ATTORNEY TRUEBLOOD: We're going to have an 19 issue on that. 20 ATTORNEY BERNSTEIN: We can talk further. I'm 21 very open to further conversations. 22 ATTORNEY TRUEBLOOD: Well, I -- I urge you to 23 look at request for admission number one and your 24 denial of that request. 25 ATTORNEY BERNSTEIN: Our -- A, number one, to	1 for lenders; they have clients, right? 2 ATTORNEY BERNSTEIN: Objection. Foundation. 3 Calls for speculation. Relevance. 4 BY ATTORNEY TRUEBLOOD: 5 Q The person that -- the entity that appears on 6 the repossession orders is a lender, normally, isn't 7 it? 8 ATTORNEY BERNSTEIN: Same objections. 9 THE WITNESS: Like the bank? 10 ATTORNEY TRUEBLOOD: Yeah, the bank. 11 Right, right. The bank. 12 THE WITNESS: Yes. 13 BY ATTORNEY TRUEBLOOD: 14 Q So you're doing repossession for banks, as an 15 employee of LAW Recovery, right? 16 ATTORNEY BERNSTEIN: Objection. 17 Mischaracterizes prior testimony. And it's 18 argumentative. He said he worked for LAW Recovery. 19 ATTORNEY TRUEBLOOD: Go ahead. 20 ATTORNEY BERNSTEIN: Does possession for LAW 21 Recovery. 22 ATTORNEY TRUEBLOOD: Go ahead. 23 THE WITNESS: Yes. 24 ATTORNEY TRUEBLOOD: Stop coaching the 25 witness, please. You can answer, sir.
1 my recollection, is: admit that LAW Recovery is a debt 2 collector. 3 ATTORNEY TRUEBLOOD: Under the FDCPA. 4 ATTORNEY BERNSTEIN: Right. I'm aware of the 5 response. 6 ATTORNEY TRUEBLOOD: You've denied it, so I 7 have the right to ask about it. 8 ATTORNEY BERNSTEIN: You may have the right to 9 ask about, quote, it, close quote, but the largest 10 customer of LAW Recovery is not relevant and it's 11 private. 12 BY ATTORNEY TRUEBLOOD: 13 Q Have you ever done a repossession for LAW 14 Recovery that was something other than a vehicle that 15 was -- which was security for a consumer auto loan? 16 ATTORNEY BERNSTEIN: Objection. Incomplete 17 hypothetical. Lacks foundation. Calls for 18 speculation. And it's a legal conclusion. 19 ATTORNEY TRUEBLOOD: Go ahead. 20 THE WITNESS: What does that mean? 21 BY ATTORNEY TRUEBLOOD: 22 Q Well, you're doing repossession for lenders, 23 right? 24 A I'm doing repossession for LAW Recovery. 25 Q Right, but LAW Recovery is doing repossession	1 ATTORNEY BERNSTEIN: Same objections. 2 THE WITNESS: Yes. 3 BY ATTORNEY TRUEBLOOD: 4 Q And what's your understanding of -- well, what 5 are the type of vehicles that you're reposessing? Are 6 you reposessing any commercial vehicles, or is it all 7 personal automobiles? 8 ATTORNEY BERNSTEIN: Objection. Calls for 9 speculation. Lacks foundation. It's vague and 10 ambiguous. It's overbroad. It's irrelevant. You can 11 answer. 12 THE WITNESS: Commercial vehicle is a pickup 13 truck with a cab on it, so, yes. 14 BY ATTORNEY TRUEBLOOD: 15 Q So occasionally, you'll reposess a pickup? 16 A Yes. 17 Q But you don't know whether they're 18 commercial -- whether used for business or used for 19 personal use, do you? 20 A No. 21 Q And about what percentage of your 22 reposessions are pickups? 23 A I don't know. 24 Q Would it be safe to say that the majority of 25 reposessions that you've done for LAW Recovery were

Page 86	Page 88
1 vehicles that were not commercial vehicles and not 2 pickups? 3 ATTORNEY BERNSTEIN: Objection. Foundation. 4 Calls for speculation. Vague and ambiguous. 5 THE WITNESS: Yes. 6 BY ATTORNEY TRUEBLOOD: 7 Q Does LAW Recovery accept assignments from 8 repossession forwarding companies? 9 ATTORNEY BERNSTEIN: Objection. Vague. 10 Foundation. 11 THE WITNESS: I don't know. 12 BY ATTORNEY TRUEBLOOD: 13 Q Do you know what a repossession forwarding 14 company is? 15 A Yes. 16 Q What do you call them in your day-to-day 17 business? 18 A Repossession orders. I'm looking at the 19 repossession order. I'm not looking at the bank or the 20 financial institute. 21 Q But sometimes on the repossession order, it's 22 a bank who issued it, and other times it's a 23 repossession forwarding company, right? 24 A Possibly, yes. 25 Q What is a repossession forwarding company?	1 Q When did he leave the company? 2 A I don't recall. 3 Q Was he working in September of 2023? 4 A I don't recall. 5 Q Do you know when the last time you saw 6 Mr. Batres was? 7 A I think we may have passed one another in the 8 streets at night. But to give you a date, I don't -- 9 Q Was it this year? 10 A Yes, I think it was the beginning of this 11 year. 12 Q How old was he, approximately? 13 A I don't know. 14 Q Well, was he in his 30s, 40s, 50s? 15 A I don't know, it's hard to tell. 16 Q No, I'm just asking what his age range? 17 ATTORNEY BERNSTEIN: Asked and answered, 18 twice. 19 THE WITNESS: I don't know. Some people look 20 like they're 50, but they're 30. 21 BY ATTORNEY TRUEBLOOD: 22 Q So you know he's 15 or 60? 23 A He's over -- he's the legal age. 24 Q All you know is he's over 18? 25 A I don't know his age. I can't give you a
Page 87	Page 89
1 ATTORNEY BERNSTEIN: Foundation. Calls for 2 speculation. 3 THE WITNESS: Far as I know, someone who 4 forwards a repossession order from one institute 5 through another institute. 6 BY ATTORNEY TRUEBLOOD: 7 Q And do you know the names of any of those 8 entities? 9 ATTORNEY BERNSTEIN: Objection. Vague. 10 THE WITNESS: No. 11 BY ATTORNEY TRUEBLOOD: 12 Q Did you know a -- an employee of LAW Recovery 13 named Sergio Batres, B-A-T-R-E-S? 14 A Yes. 15 Q Is he still with the company? 16 A No. 17 Q When did he leave? 18 A I don't recall. 19 Q Was he a repossession? 20 A Yes. 21 Q Was he with the company in September of 2023? 22 A I don't recall. 23 Q Did you know a repossession named Marco 24 Rodriguez who used to work for LAW Recovery? 25 A Yes.	1 correct -- 2 Q I'm just asking you for an estimate of his 3 age; that's all I'm asking. 4 ATTORNEY BERNSTEIN: Asked and answered about 5 five times. 6 THE WITNESS: I don't know, sir. 7 BY ATTORNEY TRUEBLOOD: 8 Q About how old is Marco Rodriguez? 9 A I don't know. 10 Q Were either of those men, Mr. Batres, or 11 Mr. Rodriguez fired? 12 ATTORNEY BERNSTEIN: Calls for speculation. 13 Lacks foundation. 14 THE WITNESS: That's above my pay grade. 15 BY ATTORNEY TRUEBLOOD: 16 Q Did you ever hear that they were fired? 17 ATTORNEY BERNSTEIN: Same objections. 18 THE WITNESS: No. 19 BY ATTORNEY TRUEBLOOD: 20 Q One of the LAW Recovery employees that 21 appeared on the paperwork is somebody named Jazmine 22 with a Z. Do you know her last name? 23 A Jazmine with a Z is I think -- nope -- maybe 24 Gonzalez, I'm not a hundred percent sure. 25 Q And what is her title?

	Page 90	Page 92
1	A Secretary.	1 THE WITNESS: No.
2	Q She's an office worker?	2 BY ATTORNEY TRUEBLOOD:
3	A Yes.	3 Q And you didn't speak with Mr. Hillman about
4	Q What does she do?	4 anything concerning Mr. Galanter's vehicle, correct?
5	A Office work.	5 A No.
6	Q What kind of office work?	6 Q Are you paid a salary by LAW Recovery or are
7	ATTORNEY BERNSTEIN: Objection. Foundation.	7 you paid on some other basis?
8	Speculation.	8 ATTORNEY BERNSTEIN: Objection. Privacy.
9	THE WITNESS: I'm a field agent. She's the	9 Irrelevant. What's the relevance?
10	office.	10 ATTORNEY TRUEBLOOD: It's relevant. You can't
11	BY ATTORNEY TRUEBLOOD:	11 instruct on relevance.
12	Q All right. And who is Juan "Mirawato"?	12 ATTORNEY BERNSTEIN: I'm asking you what the
13	A Excuse me, who?	13 relevance is. I'm objecting on privacy.
14	Q Do you know an employee of LAW Recovery named	14 ATTORNEY TRUEBLOOD: Well, the relevance is
15	Juan "Mirawato"?	15 whether there are incentives to repossess more
16	A I don't.	16 vehicles.
17	Q Do you know an employee of LAW Recovery with	17 ATTORNEY BERNSTEIN: I don't see why that --
18	the first name of Jacklyn?	18 or how that is relevant, or why privacy assessment
19	A I do.	19 would allow you to have that information.
20	Q And what's her last name?	20 ATTORNEY TRUEBLOOD: Well, I'm not asking the
21	A I don't know.	21 amount. I'm asking merely whether he's on salary or
22	Q Is she an office worker?	22 paid by the repo.
23	A Yes.	23 THE WITNESS: I'm on salary.
24	Q What does she do, to your knowledge?	24 BY ATTORNEY TRUEBLOOD:
25	A Office work.	25 Q Okay. So you're not -- are you paid any extra
	Page 91	Page 93
1	Q What does that mean?	1 for doing-- for completing a repossession job?
2	A I'm a field agent --	2 ATTORNEY BERNSTEIN: Same objections.
3	ATTORNEY BERNSTEIN: Objection. Lacks	3 THE WITNESS: I can answer?
4	foundation. Calls for speculation. Go ahead.	4 ATTORNEY BERNSTEIN: Yes.
5	THE WITNESS: I'm a field agent, she's an	5 THE WITNESS: No, I'm on salary.
6	office worker.	6 BY ATTORNEY TRUEBLOOD:
7	BY ATTORNEY TRUEBLOOD:	7 Q Okay. But if you do -- if you reach a certain
8	Q So I want to be clear on something,	8 number of reposessions in a given period of time, are
9	Mr. McIntosh: LAW Recovery has stated that Thomas A.	9 you paid more?
10	Hillman was a spotter who assisted you, or may have	10 ATTORNEY BERNSTEIN: Privacy.
11	assisted you with this repossession, but you're saying	11 THE WITNESS: Certain cars pay more.
12	he did not, correct?	12 BY ATTORNEY TRUEBLOOD:
13	ATTORNEY BERNSTEIN: That's argumentative.	13 Q Are you paid -- what cars pay more?
14	And mischaracterizes the evidence. But you can answer.	14 A I don't know, but if there's a car that has
15	THE WITNESS: I don't recall Thomas being	15 extras on it, they'll pay extras to us, sometimes.
16	there, so no.	16 Q Right, but I'm not talking about what they --
17	BY ATTORNEY TRUEBLOOD:	17 I'm not talking about what the creditors pay LAW
18	Q Okay. How long have you known Thomas?	18 Recovery, I'm talking about what LAW Recovery pays you;
19	A Spotters are spotters. I don't even really	19 do you understand?
20	remember Thomas.	20 ATTORNEY BERNSTEIN: Objection. Privacy. Not
21	Q So -- but you did not receive a call from the	21 reasonably calculated.
22	office about a license plate reading hit as to this	22 BY ATTORNEY TRUEBLOOD:
23	vehicle, did you?	23 Q Do you understand the difference?
24	ATTORNEY BERNSTEIN: Asked and answered.	24 A Yes, I understand.
25	Argumentative. Go ahead.	25 Q Okay. So what I'm asking you is: Are you

Page 94	Page 96
1 paid any extra on a given paycheck because of either 2 the number of cars you repossessed or the type of car? 3 A No. 4 Q So you don't get a bonus if you reach a 5 certain number of repossessions in a month? 6 ATTORNEY BERNSTEIN: Objection. Privacy. 7 Asked and answered. 8 ATTORNEY TRUEBLOOD: Go ahead. 9 THE WITNESS: No. 10 BY ATTORNEY TRUEBLOOD: 11 Q Do you use your cell phone in connection with 12 your work? 13 A No. 14 Q Well, you do talk to the office when they give 15 you a license plate reading hit, don't you? 16 A I do talk to the office on my cell phone, yes 17 I do. 18 Q Yeah, okay. So just tell me in general the 19 circumstances that you use your telephone for at work? 20 A I use the telephone to call the police department. 22 Q Yes? 23 A I use my telephone if I need to make a call. 24 Q Yes? 25 A I use any telephone -- I use my telephone for	1 Q But you lost it? 2 A Yes. 3 Q What was the number to that second phone in 4 September of 2023? 5 A It's the same number, I just don't know it. 6 Q Were you also with Sprint in September of 7 2023? 8 A Yes. 9 Q All right. So you used your phone to -- in 10 your work to communicate with the office as you're out 11 in the field, correct? 12 A Yes. 13 Q And you use it -- your phone to take and 14 upload pictures to RDN, right? 15 ATTORNEY BERNSTEIN: Mischaracterizes prior 16 testimony. 17 THE WITNESS: No. 18 BY ATTORNEY TRUEBLOOD: 19 Q How do you upload the pictures? 20 A From my other phone. 21 Q Yeah, I'm talking about your second phone now. 22 A Oh, I'm sorry. 23 Q Yeah. So you use that phone to take pictures and then upload them to RDN, right? 25 A Yes.
Page 95	Page 97
1 some pictures. 2 Q Uploading pictures? 3 A No, not uploading. Just having pictures. If 4 there's a problem, I use my cell phone. 5 Q When you took the pictures at the building 6 where you repossessed Mr. Galanter's vehicle, how did 7 you take the pictures? 8 A On my other cell phone. 9 Q You have more than one? 10 A Yes. 11 Q Do they have different numbers? 12 A Yes. 13 Q So what was the number on your other cell 14 phone? 15 A I don't know the number. It's just for RDN, 16 and -- like, I don't receive phone calls or nothing on 17 it, I don't know the number of it. 18 Q Which -- who is the carrier? 19 A Sprint. 20 Q Did you have that cell phone in September of 21 2023? 22 A No. I lost that phone. 23 Q Did you have a phone in -- a second phone in 24 September of 2023? 25 A Yes.	1 Q And you also use your phone to access RDN to 2 look at the history of the account and to give updates, 3 right? 4 ATTORNEY BERNSTEIN: Objection. Vague. 5 THE WITNESS: Yes. 6 BY ATTORNEY TRUEBLOOD: 7 Q Do you use the mails in your job? 8 A I'm sorry? 9 Q Do you use the U.S. Mail in your job? 10 A I don't. 11 Q Does LAW Recovery use the U.S. Mail in its 12 work? 13 ATTORNEY BERNSTEIN: Objection. Foundation. 14 Calls for speculation. 15 THE WITNESS: Above my pay grade. 16 BY ATTORNEY TRUEBLOOD: 17 Q You don't know? 18 A I don't know. 19 Q Some of -- some of LAW Recovery's clients, 20 that is the banks or finance companies, are located 21 outside of California; is that correct? 22 ATTORNEY BERNSTEIN: Objection. Foundation. 23 Calls for speculation. 24 THE WITNESS: Yes. 25 ATTORNEY BERNSTEIN: Don't guess.

Page 98	Page 100
1 BY ATTORNEY TRUEBLOOD:	1 ATTORNEY TRUEBLOOD: A couple of hours.
2 Q And you communicate by giving updates to those	2 ATTORNEY BERNSTEIN: A couple more hours?
3 out-of-state clients if you're working on one of their	3 ATTORNEY TRUEBLOOD: Probably.
4 jobs, don't you?	4 BY ATTORNEY TRUEBLOOD:
5 ATTORNEY BERNSTEIN: Objection. Incomplete	5 Q What vehicle were you using on the day of the
6 hypothetical. Vague and ambiguous. Lacks foundation.	6 repossession of Mr. Galanter's vehicle?
7 THE WITNESS: Yes.	7 A Chevy tow truck.
8 BY ATTORNEY TRUEBLOOD:	8 Q Do you know the model?
9 Q How many different yards does LAW Recovery	9 A Chevy.
10 have?	10 Q Yeah, but like -- Chevy, I know that's the
11 A I'm not sure.	11 make. But what was the model?
12 Q More than one?	12 A 3500, possibly. '07 Chevy -- Silverado.
13 A Yes.	13 Q Okay. Was that vehicle equipped with a video
14 Q More than two?	14 camera?
15 A I'm not sure.	15 A No.
16 Q Do you use e-mail in your work?	16 Q Are any of the tow vehicles you drive for LAW
17 A Yes.	17 Recovery equipped with a video camera?
18 Q Explain to me how you use e-mail.	18 A Some.
19 A Every once in a while, a close will come	19 Q But this one wasn't?
20 through in e-mail, saying that an account is closed.	20 A That one wasn't.
21 Q And that comes directly from a bank or a	21 Q Why wasn't it?
22 lender?	22 ATTORNEY BERNSTEIN: Objection. Vague and
23 A It's from LAW Recovery.	23 ambiguous. Argumentative. Calls for speculation.
24 Q Do you use e-mails to communicate with any	24 ATTORNEY TRUEBLOOD: Go ahead.
25 out-of-state entities in your work?	25 ATTORNEY BERNSTEIN: He answered.
Page 99	Page 101
1 ATTORNEY BERNSTEIN: Objection. Foundation.	1 BY ATTORNEY TRUEBLOOD:
2 Speculation.	2 Q Did you say I don't know?
3 THE WITNESS: I don't really use my e-mail.	3 A I don't know.
4 BY ATTORNEY TRUEBLOOD:	4 Q The other ones that are equipped with video,
5 Q Okay. But do you -- have you ever used --	5 where are the cameras located?
6 explain to me how you use your e-mail other than	6 ATTORNEY BERNSTEIN: Objection. Foundation.
7 receiving close orders from LAW Recovery?	7 THE WITNESS: In the window.
8 A If someone e-mails me, I look at the e-mail,	8 BY ATTORNEY TRUEBLOOD:
9 but for the most part, it's -- e-mail is just closed.	9 Q Back window, front window?
10 I don't use e-mails.	10 A Front window.
11 Q Do you use the facsimile in your work?	11 Q And the back, or just the front?
12 A I'm sorry? One more time, the what?	12 A Front window.
13 Q Do you use faxes in your work?	13 Q So there's no video pointed towards the back?
14 A I don't.	14 A Yes, but it's mounted in the front, but
15 Q Were you aware that other companies other than	15 pointed toward the front end.
16 LAW Recovery had -- had orders out for Mr. Galanter's	16 Q Have you ever been trained by anyone at LAW
17 vehicle?	17 Recovery or told anyone why there's video on their
18 A I wasn't.	18 trucks?
19 ATTORNEY BERNSTEIN: We've been going about	19 A For our safety and the debtors.
20 another hour.	20 Q So if it's video for your safety, do you have
21 ATTORNEY TRUEBLOOD: Yeah, I'm going to go	21 an explanation why there was no video on your specific
22 about 15 -- it's only been 40 minutes, but I'm going to	22 tow truck on the day of the repossession of
23 go about another 15, and then we'll break for lunch.	23 Mr. Galanter's vehicle?
24 ATTORNEY BERNSTEIN: How long in total do you	24 A I want to say we just got the truck out of the
25 believe you have?	25 shop again. I'm not a hundred percent sure.

Page 102	Page 104
1 Q Well, had the shop altered the video or 2 stopped the video? 3 A No, the truck was done. I'm not a hundred 4 percent sure why. 5 Q Did you check for video? 6 A No. 7 Q Did someone at LAW Recovery check to see if 8 there was video of this repossession? 9 ATTORNEY BERNSTEIN: Objection. Foundation. 10 THE WITNESS: I don't know. 11 BY ATTORNEY TRUEBLOOD: 12 Q Has anyone ever told you that? 13 A No. 14 Q Are you aware of any video of this 15 repossession of Mr. Galanter's vehicle in any way? 16 A No. 17 Q Was any video erased? 18 A No. 19 Q Have you told me everything that you and this 20 African-American man who you spoke to out in the 21 alleyway outside of the building where Mr. Galanter's 22 vehicle said to each other? 23 A Yes. 24 Q Where did he appear from? Where did he -- 25 what side of the alley did he come from?	1 BY ATTORNEY TRUEBLOOD: 2 Q Okay. I'm going to show you what I'm going to 3 mark as Exhibit 1, which is two repossession orders, or 4 versions of repossession orders. Consisting of two 5 pages, with of Bates numbers Galanter -- LAW Recovery 6 Galanter 25 and LAW Recovery Galanter 26. 7 ATTORNEY BERNSTEIN: They're not visible, 8 currently. 9 ATTORNEY TRUEBLOOD: You can't see them? 10 ATTORNEY BERNSTEIN: No, there's -- I see your 11 file folder, actually. There's a very tiny, very 12 small, illegible one on the far right of our screen. 13 ATTORNEY TRUEBLOOD: Okay. 14 ATTORNEY BERNSTEIN: I see -- 15 ATTORNEY TRUEBLOOD: All right. So what I'm 16 going to do is e-mail it to you, so you can open it on 17 your own screen. 18 ATTORNEY BERNSTEIN: -- I have to open it on 19 my email. 20 ATTORNEY TRUEBLOOD: Okay. That's on its way. 21 ATTORNEY BERNSTEIN: So I don't have it as of 22 right now. 23 ATTORNEY TRUEBLOOD: Okay. 24 ATTORNEY BERNSTEIN: There it is. One second. 25 Let me see if I can open this. All right. So I'm
Page 103	Page 105
1 A I don't know. 2 Q Did he drive up in a car? 3 A I didn't see a car. 4 Q He was walking? 5 A Yes. 6 Q All right. I'm going to go about 10 minutes 7 and then take a lunch break, if that's okay with you? 8 ATTORNEY BERNSTEIN: It's noon now. My 9 preference is to break now, if we're going to have 10 another two hours. 11 ATTORNEY TRUEBLOOD: Well, I just want to 12 finish -- I'd like to finish in 10 minutes. 13 ATTORNEY BERNSTEIN: I hear you. I'm not 14 going to make a big argument about it. Go ahead. 15 Unless the reporter needs a break, I guess, is the 16 other issue. 17 ATTORNEY TRUEBLOOD: You need a break, Madam 18 Reporter? 19 THE STENOGRAFHER: I can go for 10 more 20 minutes. 21 ATTORNEY TRUEBLOOD: Okay. 22 ATTORNEY BERNSTEIN: He's trying to share a 23 screen. He's going to show you something, I think. 24 THE WITNESS: All right. 25	1 showing the witness the first page, half of the first 2 page. 3 ATTORNEY TRUEBLOOD: Well, show him the whole 4 thing, if you will. 5 ATTORNEY BERNSTEIN: Well, so there's page 1. 6 And there's page 2. It's two different documents, see 7 them? 8 THE WITNESS: Yes. 9 ATTORNEY BERNSTEIN: All right. I got them. 10 BY ATTORNEY TRUEBLOOD: 11 Q All right. Can you confirm for me what these 12 are, Mr. McIntosh? 13 A The first one is a repossession assignment. 14 Q Yes? 15 A The second is an order to reposess sheet. 16 Q What's the difference? 17 A They're both repossession orders. 18 Q Okay. When you access the RDN system on the 19 day of the repossession and saw the repossession order, 20 which page were you looking at, or were you looking at 21 both? 22 ATTORNEY BERNSTEIN: Or neither. Assumes 23 facts not in evidence. 24 THE WITNESS: Yeah, neither. 25

Page 106	Page 108
1 BY ATTORNEY TRUEBLOOD:	1 BY ATTORNEY TRUEBLOOD:
2 Q It was neither?	2 Q Okay. Well, let me just ask you this way:
3 A Yeah. It shows different --	3 Did you learn from Mr. Serafin that 6755 South Spring
4 Q What did you see on the day you pulled up the	4 Park was an address other than Mr. Galanter's?
5 repossession order?	5 A No.
6 A Open repossession order, with the information.	6 Q Okay. Did anyone other than -- did anyone
7 Not open repossession order, but open account.	7 other than your counsel tell you that?
8 Q Okay. Did the -- but it was neither of these	8 A No.
9 pages?	9 Q But you know that today, right?
10 A At the time.	10 ATTORNEY BERNSTEIN: Objection. Instruct not
11 Q Did you see an address where the vehicle	11 to answer. Same issues that your client raised
12 supposedly was?	12 recently at his depo. Attorney-client privilege.
13 A Yes.	13 BY ATTORNEY TRUEBLOOD:
14 Q What was that address?	14 Q But on the day of the repossession, you were
15 A 6755 Spring Park.	15 unaware that 6755 South Spring Park Avenue was -- was
16 Q South Spring Park?	16 not the address of Mr. Galanter?
17 A Yes.	17 A Yes.
18 Q Did you see any notation about a place called	18 Q And you -- did you learn at any time during
19 Hot Pilates at 8604 Sunset Boulevard?	19 September of 2023 that 6755 South Spring Park was not
20 Sorry, I couldn't hear you?	20 Mr. Galanter's address?
21 A No.	21 A No.
22 Q Did you ever call Hot Pilates?	22 Q Okay. Let's take our lunch break there.
23 A No.	23 Let's come back about 1:15.
24 Q Did you ever call Laurel Galanter,	24 ATTORNEY BERNSTEIN: What time is it now?
25 Mr. Galanter's daughter?	25 Okay.
Page 107	Page 109
1 A No.	1 ATTORNEY TRUEBLOOD: Okay. Thank you.
2 Q Did you ever -- did you see any notation about	2 ATTORNEY BERNSTEIN: Thank you.
3 who -- who lived at 6755 South Spring Park?	3 (Off the record from 12:10PM to 1:15PM.)
4 A No.	4 BY ATTORNEY TRUEBLOOD:
5 Q Was there any indication that that was not	5 Q Mr. McIntosh, you understand you're still
6 Mr. Galanter's address, but rather somebody else's	6 under oath, we're after the lunch break?
7 address?	7 A Yes.
8 A No.	8 Q Thank you. Is Thomas Hillman currently
9 Q Did you learn that after the repossession?	9 working for LAW Recovery?
10 A I learned that when John called and said that	10 ATTORNEY BERNSTEIN: Foundation. Asked and
11 I will be talking with David.	11 answered.
12 Q And he told you at that time that 6755 South	12 THE WITNESS: No.
13 Spring Park was not Mr. Galanter's address, correct?	13 BY ATTORNEY TRUEBLOOD:
14 ATTORNEY BERNSTEIN: He being not counsel,	14 Q He's an ex -- he's no longer working for them?
15 right?	15 A No.
16 ATTORNEY TRUEBLOOD: Serafin. Serafin.	16 Q When did he leave?
17 THE WITNESS: John didn't tell me that. I	17 A I don't know.
18 spoke with Mr. --	18 Q Approximately?
19 ATTORNEY BERNSTEIN: If you're talking about	19 A Sometime between last year and this year. I
20 what we talked about --	20 don't know.
21 THE WITNESS: What we talked about.	21 Q Okay. Do you know why he left?
22 ATTORNEY BERNSTEIN: Don't testify about	22 A I do not.
23 attorney-client privilege. Objection. Instruct not to	23 Q I think you stated earlier that you had -- you
24 answer.	24 were performing about three repossession per day for
25	25 LAW Recovery currently; is that correct?

Page 110	Page 112
1       ATTORNEY BERNSTEIN: Objection. That 2 mischaracterizes the prior testimony. 3       ATTORNEY TRUEBLOOD: I want to make sure I've 4 got that right. 5       THE WITNESS: Yes. 6 BY ATTORNEY TRUEBLOOD: 7       Q All right. So -- 8       A Did you say three -- three to five? Or -- 9       ATTORNEY BERNSTEIN: No, he just said three. 10      THE WITNESS: Hold on. It varies from three 11 to -- 12 BY ATTORNEY TRUEBLOOD: 13      Q Three to five? 14      A Yeah. 15      Q All right. Were you doing any more or any 16 fewer repossession in September of 2023 than you are 17 now, per day? 18      A I'm not sure. 19      Q Any reason to believe that you were doing 20 more -- more or less than three to five per day back in 21 September of 2023? 22      A No. 23      Q All right. I'm going to mark a new exhibit, 24 which is going to be Exhibit Number 2. And I'm sending 25 this to counsel now.	1       BY ATTORNEY TRUEBLOOD: 2       Q Okay. Let me look at page 40, at the bottom, 3 the entry dated August 11, 2023. Do you see that? 4       ATTORNEY BERNSTEIN: One moment, please. I 5 can't see the -- 40. Okay. What's the entry? 6       ATTORNEY TRUEBLOOD: August 11, 2023. 7       ATTORNEY BERNSTEIN: Right here. Do you see 8 it? 9       THE WITNESS: Yes, I see it. 10      BY ATTORNEY TRUEBLOOD: 11      Q Okay. So I'm going to represent to you that 12 this was produced by your employer as a record of this 13 particular repossession assignment. And I wanted to 14 direct you to that entry on August 11th. 15      Was that an entry that you made into the RDN? 16      A No. 17      Q Do you know who made that entry? 18      A I don't. 19      Q Did you ever visit 8604 West Sunset Boulevard? 20      A No. 21      Q The entry below it is dated July 19, 2023; do 22 you see that? 23      A Yes. 24      Q And it appears to be a record of a visit to 25 6755 Spring Park Avenue, where you repossessed the
1       All right. This exhibit is entitled progress 2 report. It has Bates numbers LAW Recovery Galanter 3 number 37 through 41. 4       Let me know when you have that up on your 5 screen, Mr. McIntosh. 6       ATTORNEY BERNSTEIN: Not yet. Okay. 7 BY ATTORNEY TRUEBLOOD: 8       Q Okay. Take a look at this, just scroll 9 through it. And can you tell me what this is, if you 10 know? 11      A It says a progress report. 12      Q Right. But is this -- what is a progress 13 report? 14      A I'm not sure. I'm not office. 15      Q Okay. Is this -- is this -- you mentioned 16 that you had looked at some kind of a history of this 17 particular account. Was this what you looked at? 18      A No. 19      Q All right. Does this look to you like the 20 history -- a history of the repossession starting at 21 the bottom and going to the top? 22      ATTORNEY BERNSTEIN: Objection. Foundation. 23 Calls for speculation. Go ahead. 24      THE WITNESS: I haven't ever seen this page. 25	1       vehicle ultimately. And the note, though it's hard to 2 read, says, collateral not present, apartment including 3 underground secured parking through alleyway. Vehicle 4 not seen at the present. 5       Did you write that entry? 6      A No. 7      Q Was that another one of the drivers, if you 8 know? 9       ATTORNEY BERNSTEIN: Foundation. Speculation. 10      THE WITNESS: I don't know. 11      BY ATTORNEY TRUEBLOOD: 12      Q Did you -- when you looked into the RDN system 13 on the morning of the repossession, as you testified, 14 did you see either of these two entries? 15      A I didn't. 16      Q And then the next entry up is dated August 29, 17 2023. And it says, no unit spotted at Sycamore camera 18 hit, no street parking at night. 19      Was that you who made that entry? 20      A No. 21      Q All right. Then we get to the day of the 22 repossession, September 5, 2023, at 11:45 a.m. Do you 23 see that next entry? 24      A Yes. 25      Q And then at that time there are four photos

Page 114		Page 116
1 uploaded. Do you see that?	2 A Yes.	1 made. Do you see that, the next entry?
3 Q Was that you uploading those photos?	4 A Yes.	2 A Yes.
5 Q All right. So did you arrive at the building	6 at 6755 Spring Park Avenue on the date of the	3 Q Did you make that update at 11:59?
7 repossession at 11:45 a.m. approximately?	8 A Considering the time stamp, yes.	4 A Yes.
9 ATTORNEY BERNSTEIN: Do you have an	10 independent recollection?	5 Q What was the content of your update?
11 THE WITNESS: Independent recollection?	12 BY ATTORNEY TRUEBLOOD:	6 A I'm not sure.
13 Q Okay. Do you have any reason to disagree with	14 the time stamp here?	7 Q Had you recovered the vehicle by 11:59?
15 A No.	16 Q All right. And then when you arrived around	8 A I think yes.
17 11:45, you saw that the gate to the building was closed	18 and that the collateral was parked inside, right?	9 Q Okay. And then, within that update on -- at
19 ATTORNEY BERNSTEIN: Objection. Asked and	20 answered.	10 11:59, there's a notation that says, update deleted by
21 THE WITNESS: Yes.	22 BY ATTORNEY TRUEBLOOD:	11 daytime LPRI user at 12 p.m. on September 5, 2023. So
23 Q And then you -- I assume you took these four	24 photos here, at 11:45 from outside the building, you	12 did you delete your update of 11:59 at 12 p.m.?
25 know, either the outside of the building or looking		13 A I don't recall.
Page 115		Page 117
1 into the parking garage from outside; is that correct?	2 A Yes.	1 the car.
3 Q Okay. And then the next -- the next entry is	4 at 11:46, and it says, address occupied, will continue	2 Q Okay. Well, if you look at the entry starting
5 recovery efforts. Unit present in parking structure on	6 first floor of given address, photos of unit uploaded	3 at 1:32 p.m., you'll see a bunch of photos that were
7 to photo and docs.	8 Did you author that entry?	4 uploaded?
9 A Yes.	10 Q And so were you sending that to your office or	5 A Yes.
11 the creditor or to whom?	12 A To the office.	6 Q And I'll represent to you that those photos
13 Q Okay. So you took your pictures and then you	14 made this entry, right?	7 were of your tow truck with the car attached outside --
15 A Yes.	16 Q All right. Then the next entry in the log is	8 just outside the building. So if that's true, can you
17 at 11:56 a.m., and it says, Steven spotted unit, he is	18 working on securing the unit.	9 -- does that refresh your recollection as to what
19 Who made that entry?	20 ATTORNEY BERNSTEIN: Foundation. Speculation.	10 happened between 12 noon and 1:24?
21 THE WITNESS: I would think the office.	22 BY ATTORNEY TRUEBLOOD:	11 A That's what time I uploaded the pictures.
23 Q Do you know who in the office?	24 A No.	12 Q And were you taking the pictures between 12
25 Q All right. And then at 11:59 an update is		13 noon and 1:24 from outside the building?
		14 A Well, I took the pictures from 12 noon. But I
		15 uploaded them within the next hour and a half. So when
		16 I -- can I speak?
		17 ATTORNEY BERNSTEIN: Yeah.
		18 ATTORNEY TRUEBLOOD: Go ahead.
		19 THE WITNESS: I get to the yard --
		20 ATTORNEY BERNSTEIN: Let's wait for the next
		21 question.
		22 THE WITNESS: Okay.
		23 ATTORNEY TRUEBLOOD: Well no, let him finish
		24 his question.
		25 THE WITNESS: So I'll download all of any

Page 118	Page 120
1 pictures within -- once I get to the yard. 2 BY ATTORNEY TRUEBLOOD: 3 Q Okay. So when did you take the photos of 4 the -- of your tow truck hooked up to the vehicle just 5 outside the building where you had repossessed it? 6 A I think it was, like, 12 o'clock, 12:05. 7 Q Okay. When you wrote the update at 1:24 with 8 vehicle hooked, where were you? 9 A Inside. 10 Q Inside where? 11 A Hold on. I think -- I think I may have been 12 on the phone with the company, with the office, and may 13 have let them know that the vehicle was hooked. 14 Because I don't generally put vehicle hooked. 15 Q Okay. Could it have been that you -- at 16 1:24 p.m. you were still outside the building, with the 17 vehicle hooked to your tow truck? 18 A No. No. 19 Q So where do you think you were when you wrote 20 this entry, vehicle hooked? 21 A I'm telling you that I think someone in the 22 office may have put vehicle hooked. 23 Q Oh. So you don't think it was you who wrote 24 vehicle hooked? 25 A No.	1 A Calling in a car while I was driving, giving a 2 -- getting PD on the line, so I can talk to them. 3 Q Was Terry with you in the truck? 4 A No. 5 Q So why is Terry's name here? 6 A I'm not sure. 7 Q Well, is this Terry Sutton's entry? 8 ATTORNEY BERNSTEIN: Objection. Foundation. 9 THE WITNESS: I'm not sure. 10 ATTORNEY BERNSTEIN: Calls for speculation. 11 BY ATTORNEY TRUEBLOOD: 12 Q When you say it was someone you used to work 13 with, what did he do for you? 14 A Terry would call PD for me if I was busy 15 repossessing vehicles. If I was looking for something 16 else, Terry would call them and get them on the line 17 because sometimes it takes 30, 40 minutes to get 18 through. 19 Q Was -- did Terry work in the office or did he 20 work out in the field with you? 21 A Terry didn't really work for the company like 22 that. 23 Q Okay. But I mean, regardless of who he worked 24 for, was he physically with you or near you, or was he 25 back somewhere else?
Page 119	Page 121
1 Q You think you made a phone call, and then they 2 noted it in the log? 3 A I would be on the phone with the company 4 saying vehicle hooked, while I'm doing the rest of my 5 job. 6 Q So do you think you were driving at that time? 7 A Possibly. 8 Q Back to the yard? 9 A Possibly. Or checking other accounts while I 10 still had the vehicle on the back of the truck. 11 Q All right. The next entry is at 1:25, and it 12 says, repossession initiated vehicle, is on hook. 13 Who made that entry if you know? 14 A Someone in the office. 15 Q And the next entry is September 5, 2023, at 16 1:26 p.m. And it says, Sutton, comma, Terry, your 17 agent has marked this vehicle as repossessed on the 18 website. Please verify the recovery details and notify 19 your client. 20 Who is Terry Sutton? 21 ATTORNEY BERNSTEIN: Foundation. 22 THE WITNESS: Terry is someone who used to 23 work with me. 24 BY ATTORNEY TRUEBLOOD: 25 Q Well, in what capacity?	1 A He wasn't there. 2 Q He was what? 3 A He was not there. 4 Q Where was he? 5 A A phone call away. 6 ATTORNEY BERNSTEIN: Foundation. Speculation. 7 THE WITNESS: Sorry. 8 BY ATTORNEY TRUEBLOOD: 9 Q Go ahead? 10 ATTORNEY BERNSTEIN: Give me a chance to 11 object. 12 THE WITNESS: Apologize. 13 ATTORNEY BERNSTEIN: If you know where he is, 14 fine. Otherwise, object. Lacks foundation. Calls for 15 speculation. 16 BY ATTORNEY TRUEBLOOD: 17 Q Go ahead. Do you know where Terry was on this 18 day? 19 A I don't. 20 Q Looking at this entry, do you -- was it Terry 21 who wrote it? 22 A Well, the computer has different people's 23 e-mails and everything, so I don't know who wrote it 24 exactly. 25 Q Did you -- did you have communications with

Page 122		Page 124
1	Terry Sutton on this day, September 5, 2023?	1 speculation.
2	A I don't recollect.	2 THE WITNESS: I don't know how the computer
3	Q But Terry Sutton is somebody who doesn't work	3 stuff works.
4	for the company, but who assists you on repos?	4 BY ATTORNEY TRUEBLOOD:
5	A Yes.	5 Q Do you have any explanation for how Terry
6	Q So he'll make calls for you?	6 Sutton's name appears on this entry if he wasn't
7	A Yes.	7 involved in the repossession of Mr. Galanter's vehicle?
8	Q Does he do the police reports for you while	8 ATTORNEY BERNSTEIN: Same objections.
9	you're doing something else?	9 THE WITNESS: No.
10	A Sometimes.	10 BY ATTORNEY TRUEBLOOD:
11	Q Is he -- do you pay him for that work?	11 Q Okay. Do you know where Terry lives?
12	A It's not necessarily a pay, it's just looking	12 A At the present time, no.
13	out.	13 Q Is he a friend outside of work?
14	Q But you -- you'll compensate him for the work	14 A Yes.
15	he does?	15 Q Do you have his phone number?
16	A Yes.	16 A I don't, no.
17	Q But he's not an employee of LAW Recovery, and	17 Q Do you have your phone with you?
18	never has been?	18 A Yes.
19	A He tried out before -- and as a yard guy, and	19 Q Can you look it up for me?
20	no he's not.	20 A One second, I'm sorry.
21	Q So he used to be a yard guy, but he's no	21 Q It's all right.
22	longer?	22 A I found it.
23	A Right. Yes.	23 Q Okay. Go ahead.
24	Q Was he a yard guy in September of 2023 or had	24 A Oh, you need it?
25	he left at that point?	25 Q Yeah, please.
Page 123		Page 125
1	A He had left at that point.	1 A 323.
2	Q Was Terry Sutton ever licensed with the BSIS	2 Q Yes?
3	to your knowledge?	3 A 495.
4	A No, I don't know.	4 Q Yes?
5	Q So to the best of your recollection, what --	5 A 9039.
6	what involvement did Terry Sutton have with this	6 A Thank you. Do you need to see it, or --
7	particular repossession?	7 Q No, no, that's fine.
8	ATTORNEY BERNSTEIN: Objection. Foundation.	8 A Sorry.
9	Calls for speculation.	9 Q Okay. So then -- did you talk to Terry about
10	THE WITNESS: Just assisting me in anything	10 this repossession?
11	that I needed.	11 A No.
12	BY ATTORNEY TRUEBLOOD:	12 Q Was he physically present when you drove in
13	Q And you don't -- do you recall specifically	13 the garage?
14	what he might have done?	14 A No.
15	A No.	15 Q Was he ever physically present at the site of
16	Q But you do recall he was doing something?	16 the repossession of Mr. Galanter's vehicle?
17	ATTORNEY BERNSTEIN: Objection.	17 A No.
18	Mischaracterizes prior testimony.	18 Q So then the next entry here is five photos
19	THE WITNESS: I'm not a hundred percent sure	19 that were uploaded at 1:32 p.m.; do you see that?
20	on that date what he was -- if I had him do anything.	20 A Yes.
21	BY ATTORNEY TRUEBLOOD:	21 Q Are those the photos -- are those photos that
22	Q There's no reason for Terry's name to appear	22 you uploaded when you got to the yard?
23	on this log if he's not involved, is there?	23 A I think so.
24	ATTORNEY BERNSTEIN: Objection.	24 Q Is it possible that Terry --
25	Argumentative. Lacks foundation. Calls for	25 A Yes.

Page 126		Page 128	
1	Q Is it possible that Terry Sutton uploaded those photos?	1	Q Okay.
2	ATTORNEY BERNSTEIN: Foundation. Calls for speculation.	2	All right. I'm going to send the next exhibit, which is Exhibit 3. This is a document entitled picture report produced by LAW Recovery, and it has Bates numbers LAW Recovery Galanter 44 through 46.
3	THE WITNESS: No.	3	ATTORNEY BERNSTEIN: I don't have it yet.
4	BY ATTORNEY TRUEBLOOD:	4	ATTORNEY TRUEBLOOD: Yeah.
5	Q And why do you say that?	5	ATTORNEY BERNSTEIN: I clicked on the wrong button, so now we're -- now we're stuck. Hold on a second. We're having a technical issue here. I clicked on the wrong button.
6	A Because I have the photos on my phone.	6	ATTORNEY TRUEBLOOD: Okay.
7	Q Okay. So you would have uploaded those when you got to the yard around 1:32 p.m.	7	ATTORNEY BERNSTEIN: Let's see. Here we go.
8	And then the next entry says, at 13:37 p.m., says C/R created by agent and automatically transferred; do you know what that means?	8	BY ATTORNEY TRUEBLOOD:
9	A Condition report created by me and automatically transferred.	9	Q Do you have a look at that, Mr. McIntosh?
10	Q Did you author the condition report?	10	ATTORNEY BERNSTEIN: Here we go.
11	A Yes.	11	THE WITNESS: Yes.
12	Q And then you uploaded it?	12	BY ATTORNEY TRUEBLOOD:
13	A Yes.	13	Q Okay. So if you look at the first four photos in the picture report, moving across, and then one line down, are those the photos that you took from outside the building when you arrived around 11:45 a.m. on September 5, 2023?
14	Q Okay. And then the next entry is again from Terry Sutton, and it says, your agent updated the recovery details. Do you know what Mr. Sutton was updating?	14	A Yes.
15	A I'm not sure. I'm not even sure it was him because the hour -- that's another hour away.	15	Q And the gate was closed. Do you see that in the fourth picture?
16	Q Okay. Where would you look -- if -- to find the recovery details that were being sent in this particular entry?	16	A Yes.
17	A I don't know, I'm not office. You would have to talk to someone in the office.	17	Q Okay. About how long did you wait outside the gate before the car came out of the garage, and you were able to drive in?
18	Q Okay. So then -- there's a bunch of photos that are uploaded at six -- at 4:16 p.m. on September 5, 2023. Were those photos that you took?	18	A 10 or 15 minutes.
19	A No, I think those might have been the yard guy.	19	Q In that fourth picture there, that shows the gate, there's a gray car; do you see that?
20	Q Okay. Is that Juan Murato?	20	A Yes.
21	A I don't know who is working the yard.	21	Q Whose car is that?
22	Q Do you know a yard guy named Juan?	22	A The fourth picture?
23	A I don't know who Juan Murato is.	23	Q Yeah.
24	Q Okay. Do you know a yard guy named Juan?	24	A That's the Honda, the -- Mr. Galanter's --
25	A I don't know a yard guy named Juan.	25	Q No, I'm counting -- the first three are across, and then the next one is -- at the left on the second line. It shows the gate, and then it shows a gray car, dark gray car?
1	Q Is this progress report from the RDN system?	19	A I don't know.
2	A I don't know.	20	Q Could that be the gray sedan that you referred to earlier that drove out of the garage?
3	Q Do you know what part of the city Terry Sutton lives in?	22	A No, sir.
4	A He lives in south central LA.	23	Q So you have no idea whose car that is?
5	Q Approximately how old is he?	24	A No.
6	A Maybe 32, 30. I'm not sure.	25	Q Is that Terry Sutton's car?

	Page 130		Page 132
1	A No, sir.	1	Q Okay. And let me -- take a look at the third
2	Q Is that Thomas Hillman's car?	2	picture on page 44, going across on the top line. It's
3	A No, sir.	3	a picture of the Honda, inside the garage; do you see
4	Q Was that car parked or was that car driving?	4	that?
5	A The car was driving.	5	A Yes.
6	Q All right. And then we established earlier	6	Q That was taken from outside, but you kind of
7	that you took some photos that you uploaded when --	7	pushed your cell phone through the bars to take a
8	when you got to the yard, and those are five photos.	8	picture?
9	Hang on a minute.	9	ATTORNEY BERNSTEIN: Objection.
10	So are the five photos that you took outside	10	Argumentative.
11	the garage in the alleyway the ones that start after	11	THE WITNESS: I don't recollect.
12	the four we just looked at? And all contain a gray	12	BY ATTORNEY TRUEBLOOD:
13	Honda.	13	Q Well, in the sequence, there's that picture of
14	A Yes.	14	the car parked, and then the next picture is from
15	Q And you took those photos in the alleyway on	15	outside the garage; do you see that?
16	your own cell phone, right?	16	A Yes.
17	A Yes.	17	Q Does that indicate to you that you just pushed
18	Q But you didn't upload them until you got to	18	your cell phone through the bars to get a better
19	the yard?	19	picture?
20	A Yes.	20	ATTORNEY BERNSTEIN: Objection.
21	Q And then the rest of the photos in this	21	Argumentative.
22	picture report were all taken at the yard, correct?	22	THE WITNESS: I didn't push myself through
23	A I'm trying to see the rest of the pictures	23	the --
24	right now. I don't recollect. I think not. I think	24	BY ATTORNEY TRUEBLOOD:
25	they were took on-scene, too.	25	Q No. I mean you -- it looks to me like you
	Page 131		Page 133
1	Q Okay. Which ones do you think were on the	1	placed your cell phone close enough to the bars so that
2	scene?	2	you wouldn't take a picture of the bar, you would just
3	A The interior pictures, because I did gain	3	get a clean picture of the car; is that correct?
4	access into the car.	4	ATTORNEY BERNSTEIN: Objection. Counsel is
5	Q Okay. So on what page do the yard pictures	5	testifying. It's argumentative. Mischaracterizes
6	begin?	6	prior testimony.
7	A Pages?	7	BY ATTORNEY TRUEBLOOD:
8	Q It's got a numbered page there.	8	Q Go ahead.
9	A On the next page.	9	A I don't recollect.
10	ATTORNEY BERNSTEIN: 45?	10	Q Had you seen this picture report before today?
11	THE WITNESS: 40 -- yeah, just --	11	A Yes.
12	BY ATTORNEY TRUEBLOOD:	12	Q When did you see it?
13	Q Page 45?	13	A I don't -- I can't tell you a specific date.
14	A Yes.	14	Q Well, who gave it to you?
15	Q All right. And what picture is the one that	15	A When I was asked about the vehicle, and I
16	starts the pictures from the yard?	16	looked at the VIN number, that's when I seen the
17	A The door VIN number.	17	pictures of it.
18	Q Okay. So the entire page 45 was all taken at	18	Q And when who asked you?
19	the yard, right?	19	A When John asked me about the -- John Serafin
20	A Yes.	20	asked me about the account, I had no recollection. But
21	Q And the ones previous to that were taken by	21	he gave me the last six of the VIN number, I went to
22	you?	22	the pictures, and that's when I --
23	A Yes.	23	Q Okay. So if I'm -- just to -- well, never
24	Q On page 44. On page 44, right?	24	mind. I'm going to strike that.
25	A Yes.	25	Let's move on to the next exhibit, which is

1      Exhibit Number 4. I'm going to send that to your 2      counsel.  3            And Exhibit 4 is a notice of seizure and 4      personal property inventory dated September 5, 2023, 5      bearing Bates number LAW Recovery Galanter 50.  6      A     Yes. 7      Q     Do you recognize that document? 8      A     Yes. 9      Q     What is that? 10     A    It's a notice of seizure of personal property 11    inventory. 12     Q    As to Mr. Galanter, right? 13     A    Yes. 14     Q    Did you -- is that your signature at the 15    bottom? 16     A    Yes. 17     Q    Did you sign on September 5, 2023, at 18    4:48 p.m.? 19     A    Yes. 20     Q    And did you then upload the document into the 21    system? 22            ATTORNEY BERNSTEIN: Objection. Vague. 23    BY ATTORNEY TRUEBLOOD: 24     Q    Did you upload this document into any computer 25    system?	Page 134	Page 136
1      A    I handed it to the office workers -- one of 2    the office workers. 3      Q    Okay. Did you print it out before you signed 4    it? 5      A    No, it was already printed out for me. 6      Q    Where did you find -- where did you find it? 7      A    It was printed out for me and handed to me. 8      Q    Who handed it to you? 9      A    One of the office workers inside the office. 10     Q    Who was that? 11     A    I don't recall. Possibly Jazmine. 12     Q    Do you know how the office workers determined 13    the address for the debtor that goes on the notice of 14    seizures? 15     A    I do not. 16     Q    Did you look at the address before you signed, 17    for the debtor? 18     A    I think, yeah. I think so. I don't recall. 19     Q    So you signed it, and then you -- did you give 20    it back to Jazmine? 21     A    Yes. I may have left it on her desk. 22     Q    What's the usual procedure for what happens to 23    a notice of seizure after you sign it? 24            ATTORNEY BERNSTEIN: Objection. Vague. 25    Foundation. Go ahead.	Page 135	Page 137

Page 138	Page 140
1 -- maybe 15 minutes, we can come back on. 2 (Off the record from 1:55PM to 2:14PM.) 3 BY ATTORNEY TRUEBLOOD: 4 Q Okay. I'm going to send another exhibit to 5 you, Exhibit 5. 6 And Exhibit 5 is a repossession notification 7 with Bates number LAW Recovery Galanter 24. 8 ATTORNEY BERNSTEIN: Okay. 9 BY ATTORNEY TRUEBLOOD: 10 Q Okay. Mr. McIntosh, did you -- did you author 11 the repossession notification that's here? 12 A No, sir. 13 Q Do you recognize this? 14 A No, sir. 15 Q Did you issue a repossession notification 16 yourself after you repossessed the vehicle? 17 A No, sir. 18 Q So was this document, to your knowledge, 19 created by the office? 20 A Yes. 21 Q If you could take a look at Exhibit 2, which 22 is the progress report, again? 23 ATTORNEY BERNSTEIN: I may not have that up 24 anymore, Counsel, which means I have to go searching 25 it.	1 ATTORNEY BERNSTEIN: I didn't keep these open, 2 so... 3 ATTORNEY TRUEBLOOD: No, but you should have 4 the e-mail. 5 ATTORNEY BERNSTEIN: Right, but I have about 6 40 e-mails, and I'm working off of a laptop. Goodness. 7 Just a second. 8 What number -- what exhibit is it? 9 ATTORNEY TRUEBLOOD: Exhibit 4. 10 ATTORNEY BERNSTEIN: Okay. 11 BY ATTORNEY TRUEBLOOD: 12 Q Okay. So I just want to ask you: You see the 13 handwritten materials -- the handwritten area that 14 says, after the following items were recovered from the 15 above vehicle? 16 ATTORNEY BERNSTEIN: Hang on, we lost it. 17 Just a second. 18 THE WITNESS: Yes. 19 BY ATTORNEY TRUEBLOOD: 20 Q Okay. Can you read that to me? 21 A It's hard to make out, but I see hard drive, 22 charger, pillow, shoes, gate clicker, plastic bags, 23 flip-flops. Maybe hat, towels, spray wax, mixed 24 papers -- miscellaneous papers. 25 Q Okay. So --
Page 139	Page 141
1 ATTORNEY TRUEBLOOD: Okay. It's called -- the 2 title of the file is progress report. 3 BY ATTORNEY TRUEBLOOD: 4 Q But while your counsel is finding that, 5 Mr. McIntosh: When you prepared the personal property 6 inventory, was it you who pulled the items -- the 7 personal property out of the car? 8 A I didn't pull the property out of the car. I 9 just took an acknowledgment of what was in the car and 10 documented it. 11 Q Okay. So were you looking at bags of stuff 12 when you were making the inventory? 13 A Yes. 14 Q Did someone else do the inventory or did you 15 write -- handwrite the inventory? 16 A I handwrote the inventory. 17 Q Okay. Let's go look at that again, which is 18 Exhibit 4, called notice of seizure. 19 A We went back to -- 20 ATTORNEY BERNSTEIN: We went back to the 21 progress report, Counsel. 22 BY ATTORNEY TRUEBLOOD: 23 Q Sorry, I'm going to go back to the notice of 24 seizure for a moment, then we'll do the progress 25 report.	1 A Phone -- phone -- phone something charger. 2 Q Okay. Is that your handwriting? 3 A Yes. 4 Q All right. And was all of this -- were all of 5 these items in a single plastic bag? 6 A They were all in the vehicle. 7 Q And did you put them in the bag? 8 A I didn't put them in the bag. 9 Q Who did that? 10 A The lot guy. 11 Q Who? 12 A One of the lot guys. 13 Q Do you know who? 14 A I don't. 15 Q So were you handed the bag or were you -- what 16 were you handed in order to make this inventory? 17 A I had him grabbing the stuff out of the car. 18 As he was doing it, I was writing everything down. And 19 we placed it in the plastic bags, bagged and tagged it. 20 And then they were going to put it in the inventory. 21 Q Okay. So did you walk the bag and the notice 22 of seizure over to the office? 23 A I walked the notice of seizure over to the 24 office. The bag was already wrapped with the number 25 that goes on the bag to let them know where the bag was

<p style="text-align: right;">Page 142</p> <p>1 going to.</p> <p>2 Q And then you delivered the notice of seizure 3 to, you think, Jazmine?</p> <p>4 A Yes.</p> <p>5 Q Okay. So let's look at Exhibit 5, which is 6 the repo -- I'm sorry, Exhibit 3, which is the -- I'm 7 sorry. Exhibit 2, which is the progress report.</p> <p>8 ATTORNEY BERNSTEIN: Go ahead.</p> <p>9 BY ATTORNEY TRUEBLOOD:</p> <p>10 Q Okay. So going back to that entry at -- 11 not -- on 9/5/2023 at 12 p.m., where it says, update 12 deleted by daytime LPR1. Do you see that?</p> <p>13 A Yes.</p> <p>14 Q Do you have -- as you sit here today, do you 15 have any explanation for why you deleted your update?</p> <p>16 A As I stated earlier, I think that was the 17 office that deleted it. I'm not sure that I'm even 18 capable of deleting an update.</p> <p>19 Q Well, it says daytime LPR1, user. What does 20 that mean to you?</p> <p>21 A I don't -- it doesn't mean nothing to me, I 22 don't know.</p> <p>23 Q Well, you testified earlier that it was indeed 24 you who deleted this. So do you know why?</p> <p>25 A I believe that -- I don't have a way of</p>	<p style="text-align: right;">Page 144</p> <p>1 BY ATTORNEY TRUEBLOOD:</p> <p>2 Q Are the spotter vehicles that LAW Recovery 3 uses owned by LAW Recovery?</p> <p>4 ATTORNEY BERNSTEIN: Objection. Foundation.</p> <p>5 THE WITNESS: I don't know.</p> <p>6 BY ATTORNEY TRUEBLOOD:</p> <p>7 Q And do you have -- you don't -- do you have a 8 phone number on your phone for Thomas Hillman?</p> <p>9 A I do not.</p> <p>10 Q How long did you stay at the property on 11 Spring Park after you had hooked the vehicle before you 12 left the yard?</p> <p>13 A I would say long enough to take my pictures 14 and make sure that the vehicle was secure.</p> <p>15 Q So about how many -- how long was that?</p> <p>16 A I don't know. Maybe seven, eight minutes.</p> <p>17 ATTORNEY BERNSTEIN: Okay.</p> <p>18 ATTORNEY TRUEBLOOD: Okay. I don't have any 19 further questions.</p> <p>20 ATTORNEY BERNSTEIN: No questions.</p> <p>21 ATTORNEY TRUEBLOOD: All right.</p> <p>22 ATTORNEY BERNSTEIN: Thank you.</p> <p>23 (Proceedings concluded at 2:25PM.)</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 143</p> <p>1 deleting.</p> <p>2 Q Well, you stated you did. So somebody deleted 3 it, right?</p> <p>4 ATTORNEY BERNSTEIN: You are arguing with the 5 witness. It is what it is.</p> <p>6 BY ATTORNEY TRUEBLOOD:</p> <p>7 Q As you sit here today, do you know whether you 8 deleted it or somebody else?</p> <p>9 A I have no recognition -- recollection on 10 deleting anything.</p> <p>11 Q Are you denying that you deleted it?</p> <p>12 ATTORNEY BERNSTEIN: Objection.</p> <p>13 Argumentative. Asked and answered.</p> <p>14 THE WITNESS: I'm saying, I don't have no 15 recollection of deleting anything.</p> <p>16 BY ATTORNEY TRUEBLOOD:</p> <p>17 Q So it could have been you, but it could have 18 been somebody else; is that fair?</p> <p>19 A I'm saying I don't have no recollection of 20 deleting anything.</p> <p>21 Q Are the spotter vehicles that LAW Recovery 22 uses owned by LAW Recovery?</p> <p>23 ATTORNEY BERNSTEIN: Say that again? I missed 24 the question. Please.</p> <p>25</p>	<p style="text-align: right;">Page 145</p> <p>1 I, _____, do hereby declare under 2 penalty of perjury under the laws of the State of 3 California that I have read the foregoing transcript; 4 that I have made such corrections as noted herein, in 5 ink, initialed by me, or attached hereto; that my 6 testimony contained herein, as corrected, is true and 7 correct.</p> <p>8 Executed this ____ day of _____, 9 20__, at _____, _____.</p> <p>10</p> <p>11</p> <p>12</p> <p>13 _____</p> <p style="text-align: right;">Witness Signature</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

